

May 01, 2012
City Commission Room, 700 N. Jefferson, Junction City KS 66441

Mayor Pat Landes
Vice Mayor Jack Taylor
Commissioner Cecil Aska
Commissioner Scott Johnson
Commissioner Jim Sands
City Manager Gerry Vernon
City Attorney Catherine Logan
City Clerk Tyler Ficken

0. 6:00 P.M. - PUBLIC WORKS UPDATE

1. 7:00 P.M. - CALL TO ORDER

a. Moment of silence

b. Pledge of allegiance

2. PUBLIC COMMENT: The Commission requests that comments be limited to a maximum of five minutes for each person.

3. CONSENT AGENDA: All items listed are considered to be routine by the City Commission and will be enacted by one motion. There will be no separate discussion of these items unless a Commissioner so requests, in which event the item will be removed from consent status and considered in its normal sequence on the agenda.

[a.](#) Consideration of Appropriation Ordinance A-9 2012 dated April 10th-April 23rd 2012 in the amount of \$363,159.32

[b.](#) Consideration of the April 17, 2012 City Commission Meeting Minutes.

[c.](#) Consideration of 2012 Justice Assistance Grant (JAG) application.

4. SPECIAL PRESENTATIONS:

[a.](#) Peace Officers' Memorial Day and Police Week Proclamation presented by Mayor Landes.

[b.](#) City Attorney Presentation Ethics; State Law and City Ethics Policy.

5. PUBLIC HEARINGS:

[a.](#) A Public Hearing to consider condemnation of property at 630 W 10th St and approval of Resolution R-2674.

[b.](#) A Public Hearing to consider condemnation of property at 117 E 3rd St and approval of Resolution R-2675.

- c. A Public Hearing to consider condemnation of property at 1309 Johnson Dr and approval of Resolution R-2676.
- d. A Public Hearing to consider condemnation of property at 712 W 10th St and approval of Resolution R-2677.
- e. A Public Hearing to consider condemnation of property at 331 W 8th St and approval of Resolution R-2678.

5. APPOINTMENTS:

- a. Consideration of appointment to the Board of Trustees of the Dorothy Bramlage Public Library.
- b. Consideration of two appointments to the EDC Board: (1) Joint City/County appointment, and (2) a City appointment.
- c. Consideration of Edenspace approval to Board of Directors.

6. NEW BUSINESS:

- a. Consideration of Ordinance S-3016 approving Dick Edwards Auto Plaza TIF Plan. City Attorney Logan presenting (First Reading).
- b. Consideration of approval of the Final Plat of the Chestington Addition, a replat of Blocks 4 & 5, Schnell's Addition, to the City of Junction City, Kansas. Planning & Zoning Director Yearout presenting.
- c. Consideration of Ordinance G-1112 to renew a franchise agreement with Westar Energy for use of City right-of-ways. Finance Director Beatty presenting (First Reading).

7. COMMISSIONER COMMENTS:

8. STAFF COMMENTS:

9. ADJOURNMENT:

Backup material for agenda item:

- a. Consideration of Appropriation Ordinance A-9 2012 dated April 10th-April 23rd 2012 in the amount of \$363,159.32

City of Junction City

City Commission

Agenda Memo

May 1st 2012

From: Cynthia Sinkler, Water Billing and Accounts Payable Manager

To: **City Commissioners**

Subject: Consideration of Appropriation Ordinance A-9 2012 dated April 10th-April 23rd 2012 in the amount of \$363,159.32

Background: Attached is listing of the Appropriations for —Apr 10-Apr 23 2012

Appropriations —Apr 10-Apr 23 2012

\$363,159.32

Bills Due before next Commission Meeting

Nex-Tech \$197.67

Verizon \$2,333.79

Fuel Bill \$25,776.82

DEPARTMENT	FUND	VENDOR NAME	DATE	DESCRIPTION	AMOUNT
NON-DEPARTMENTAL	GENERAL FUND	LOYAL AMERICAN LIFE INSURANCE COMPANY	4/06/12	CANCER PLAN	475.09
			4/20/12	CANCER PLAN	475.09
		FAMILY SUPPORT PAYMENT CENTER (MISSOURI)	4/20/12	MACSS #41061331/ CV103-753	154.85
		INTERNAL REVENUE SERVICE	4/20/12	FEDERAL WITHHOLDING	26,525.67
			4/20/12	SOCIAL SECURITY WITHHOLDING	3,364.02
			4/20/12	MEDICARE WITHHOLDING	3,259.96
		ING LIFE INSURANCE & ANNUITY COMPANY	4/20/12	ING	2,935.27
		AMERICAN UNITED LIFE INSURANCE COMPANY	4/06/12	AMERICAN UNITED LIFE	664.09
			4/20/12	AMERICAN UNITED LIFE	607.45
		BLUE CROSS BLUE SHIELD OF KS	4/20/12	BLUE CROSS BLUE SHIELD	856.48
			4/20/12	BLUE CROSS BLUE SHIELD	750.96
			4/20/12	BLUE CROSS BLUE SHIELD	1,267.26
			4/20/12	BLUE CROSS BLUE SHIELD	2,907.39
		JUNCTION CITY FIREFIGHTERS AID ASSOCIATION	4/20/12	FIREFIGHTERS AID ASSOCIATION	112.50
		SHEA, CARVER & BLANTON	4/20/12	SHEA, CARVER & BLANTON	214.49
		CONTINENTAL AMERICAN INSURANCE COMPANY	4/06/12	CAIC	105.22
			4/20/12	CAIC	105.22
		CITY OF JUNCTION CITY	4/06/12	CITY OF JUNCTION CITY (G-F)	41.50
			4/20/12	CITY OF JUNCTION CITY (G-F)	46.50
			4/06/12	TELEPHONE REIMBURSEMENT	25.50
			4/20/12	TELEPHONE REIMBURSEMENT	25.50
			4/06/12	TELEPHONE REIMBURSEMENT	136.01
			4/20/12	TELEPHONE REIMBURSEMENT	136.01
		CREDIT MANAGEMENT SERVICES INC	4/20/12	GARNISHMENT	147.72
		KANSAS PAYMENT CENTER	4/20/12	GARNISHMENT	484.72
			4/20/12	KANSAS PAYMENT CENTER	851.24
		COLONIAL SUPPLEMENTAL INSURANCE	4/06/12	COLONIAL INSURANCE	13.00
			4/20/12	COLONIAL INSURANCE	13.00
			4/06/12	COLONIAL INSURANCE	16.90
			4/20/12	COLONIAL INSURANCE	16.90
		BERMAN & RABIN, P. A	4/20/12	09LM125	294.97
		DELTA DENTAL (PAYROLL)	4/06/12	DELTA DENTAL OF KANSAS	649.51
			4/20/12	DELTA DENTAL OF KANSAS	638.85
		FIREMEN'S RELIEF ASSOCIATION	4/20/12	FIREMANS RELIEF	199.80
		JUNCTION CITY FIRE FIGHTERS ASSOCIATION	4/20/12	I. A. F. F. LOCAL 3309	945.00
		JUNCTION CITY POLICE	4/20/12	JCPOA	670.00
		KANSAS DEPT OF REVENUE	4/20/12	STATE WITHHOLDING	10,268.49
		KANSAS PUBLIC EMPLOYEES	4/20/12	KPERS #1	1,739.95
			4/20/12	KP&F	11,656.89
			4/20/12	KPERS #2	1,496.48
		POLICE & FIREMEN'S	4/06/12	POLICE & FIRE INSURANCE	1,163.29
			4/20/12	POLICE & FIRE INSURANCE	1,163.29
		FLEXIBLE SPENDING ACCOUNT #41807030	4/20/12	FIRST STATE BANK	1,799.55
		AMERICAN FAMILY LIFE ASSURANCE COMPANY	4/06/12	AFLAC	840.51
			4/20/12	AFLAC	840.51
		CARD CENTER	4/12/12	POST OFFICE-TIF HEARING	19.20
		ROLLING MEADOWS GOLF COURSE	4/20/12	ROLLING MEADOWS GOLF COURSE	37.50
		UNITED WAY OF JUNCTION CITY-GEARY COUN	4/20/12	UNITED WAY	250.90
			TOTAL:		81,410.20
INFORMATION SYSTEMS	GENERAL FUND	CENTURYLINK COMMUNICATION, INC.	4/10/12	INFORMATION SYSTEMS	19.84
		TELEPLUS SOLUTIONS	4/15/12	Eliminate Taxes - Cox Bill	4.63
			4/15/12	Restrict 3rd Party 238-899	19.94
		CENTURY UNITED COMPANIES, INC	4/09/12	Copier Toner Cartridges	13.88
		INCODE	4/13/12	Web Publishing Fees	200.00
		CARD CENTER	4/04/12	Phone Lines - Cox	24.21

DEPARTMENT	FUND	VENDOR NAME	DATE	DESCRIPTION	AMOUNT
			4/04/12	Channel 3 Digital Music	34.74
			4/04/12	GESO - Lower Lobby Printer	<u>339.77</u>
				TOTAL:	657.01
ADMINISTRATION	GENERAL FUND	INTERNAL REVENUE SERVICE	4/20/12	SOCIAL SECURITY WITHHOLDIN	590.00
			4/20/12	MEDICARE WITHHOLDING	137.98
		ING LIFE INSURANCE & ANNUITY COMPANY	4/20/12	ING	334.62
		BLUE CROSS BLUE SHIELD OF KS	4/20/12	BLUE CROSS BLUE SHIELD	393.95
		CENTURYLINK COMMUNICATION, INC.	4/10/12	ADMINISTRATION	198.96
			4/10/12	ADMINISTRATIVE SERVICES	19.84
		TELEPLUS SOLUTIONS	4/15/12	Lower Rates / Switch to Co	451.15
			4/15/12	Eliminate Taxes - NexTech	11.49
			4/15/12	Cell Phone Zero Usage	25.10
			4/15/12	CXI Txt MSG 223-7396	2.48
			4/15/12	Cancel Line RNA - 238-1092	20.78
		STAPLES ADVANTAGE	4/16/12	HNG FILES, BOXES, LGL MLA	89.14
		KACM	4/16/12	C. BEATTY MEMBER DUES	210.00
		YOUNG PROFESSIONALS OF JUNCTION CITY	4/20/12	S BROWN, C OSBORNE, K FING	130.00
		ETC INSTITUTE	4/10/12	SURVEY DESIGN & SAMPLE (IN	3,500.00
		DELTA DENTAL (PAYROLL)	4/06/12	DELTA DENTAL OF KANSAS	29.00
			4/20/12	DELTA DENTAL OF KANSAS	29.00
		GEARY COUNTY TREASURER	4/23/12	000 W 14TH-1-03086-MAY 12-	146.24
			4/23/12	000 E ASH-1-05330A5-MAY 12	2,130.20
			4/23/12	000 E 10TH-1-08542-MAY 12-	119.88
			4/23/12	925 N WASH-1-08547-MAY 12-	480.08
			4/23/12	917 N WASH-1-08548-MAY12-F	362.58
		KEY OFFICE EQUIPMENT	4/13/12	LBL INKJT SHPG 4X2 WE 2	9.79
		KANSAS GAS SERVICE	4/11/12	700 N JEFFERSON-MAR2012	165.89
		WESTAR ENERGY	4/19/12	601 E CHESTNUT-MAR 2012	317.49
		KANSAS PUBLIC EMPLOYEES	4/20/12	KPERS #1	366.91
			4/20/12	KPERS #2	259.88
		KAW VALLEY ENGINEERING, INC	4/10/12	CTY PRTY WATERS 6TH WASHIN	400.00
		WORKSITE BENEFIT PLAN	4/23/12	FLEX SPENDING FEB 2012	340.00
			4/23/12	FLEX SPENDING APR 2012	319.00
		MILITARY AFFAIRS COUNCIL	4/13/12	GERRY, PAT, CECIL MAC BRKF	36.00
		CARD CENTER	4/12/12	WALMART-CLEANING SUPP/WTR/T	46.42
			4/12/12	WALMART-CARD & BATTERIES	11.25
			4/04/12	Phone Lines - Cox	95.40
			4/04/12	Chamber - Phone Lines - Co	33.61
			4/04/12	EDC - Phone Lines - Cox	52.40
			4/09/12	HIBBIT SPORTS-GIFT CARD-	50.00
			4/06/12	COACHES-BUSINESS LUNCH	45.90
			4/06/12	SENIOR TEQUILA-BUSINESS LUN	45.52
			4/06/12	ALLIANCE OF INN-PPB WEBINA	249.00
			4/06/12	COURTYARD-ROTARY	11.00
			4/06/12	COX BROS-BUSINESS LUNCH	26.26
			4/06/12	COURTYARD-ROTARY	11.00
			4/06/12	TOPEKA PARKING-TIRP TO CAP	3.00
			4/06/12	CELTIC FOX-BUSINESS LUNCH	26.86
		LATHROP & GAGE LLP	4/16/12	GEN LBR & EMPLOYMENT ISSUE	1,242.00
		WEST PAYMENT CENTER	4/19/12	MAR 1 2012-MAR 31 2012	<u>171.42</u>
				TOTAL:	13,748.47
BUILDING MAINTENANCE	GENERAL FUND	CARD CENTER	4/06/12	BED BATH BEYOND-CARPET CLN	<u>8.74</u>
				TOTAL:	8.74

DEPARTMENT	FUND	VENDOR NAME	DATE	DESCRIPTION	AMOUNT
PARKS	GENERAL FUND	INTERNAL REVENUE SERVICE	4/20/12	SOCIAL SECURITY WITHHOLDIN	534.32
			4/20/12	MEDI CARE WITHHOLDING	124.96
		BLUE CROSS BLUE SHIELD OF KS	4/20/12	BLUE CRDOSS BLUE SHIELD	148.66
			4/20/12	BLUE CROSS BLUE SHIELD	29.73
			4/20/12	BLUE CROSS BLUE SHIELD	743.30
		CENTURYLINK COMMUNICATION, INC.	4/10/12	PARKS	113.21
		TELEPLUS SOLUTIONS	4/15/12	Cancel 3 Way Calling 238-1	2.63
		CENTRAL NATIONAL BANK	4/16/12	LOAN PMT LJN BLDG APR 12 P	17,226.49
			4/16/12	LOAN PMT LJN BLDG APR 12 I	3,904.63
		C & M LAWN SERVICES	3/30/12	3/ 26 - 3 /30 MOWING	727.00
			4/11/12	APRIL 8 - 14 MOWING	2,630.00
			4/09/12	4/2 - 4/7 MOWING	2,746.00
		DELTA DENTAL (PAYROLL)	4/06/12	DELTA DENTAL OF KANSAS	47.52
			4/20/12	DELTA DENTAL OF KANSAS	47.52
			4/06/12	DELTA DENTAL OF KANSAS	43.76
			4/20/12	DELTA DENTAL OF KANSAS	43.76
		KEY OFFICE EQUIPMENT	4/10/12	TONER FOR HP P2035N PRINTE	161.56
		KANSAS PUBLIC EMPLOYEES	4/20/12	KPERS #1	438.15
			4/20/12	KPERS #2	150.92
		THE PRINTERY	3/30/12	BUSIN CARDS SWIHART, MARR	45.00
		CARD CENTER	4/12/12	BATTERIES	7.97
			4/12/12	CLEANING SUPPLIES	41.11
			4/12/12	STIHL BAR NUT	43.98
			4/12/12	CAULK, LOCKSET	23.97
			4/12/12	PAINT	9.98
			4/12/12	ROPE	9.99
			4/12/12	I PAD STYLIST	14.99
			4/12/12	BOLTS AND SCREWS	3.36
			4/12/12	SCREWS EXT STAR	20.60
			4/12/12	CABLE TIE, SPARK PLUG	13.78
			4/12/12	MOTOR OIL	27.47
			4/12/12	SAND BAG, LEAF RAKE	64.22
			4/12/12	BOLT, CORONADO TENNIS CT	1.39
			4/12/12	FRONT ALIGNMENT TK 885	69.99
			4/12/12	CAR WASH, SOAP TOWELS ETC	48.08
			4/12/12	MULCH	408.34
			4/12/12	BAGWORM CONTROL	327.97
			4/12/12	ELE TAPE, ROPE, CABLE TIES	30.81
			4/12/12	CLEANING SUPPLIES	66.76
			4/12/12	POOL OPERATOR PROGRAM	40.46
			4/12/12	POOL OPERATOR PROGRAM	83.74
			4/12/12	POOL OPERATOR PROGRAM	83.74
			4/12/12	TEFLON TAPE	4.47
			4/12/12	CAL CARBONATE FIELD MARK	399.50
			4/12/12	REBUILD SINK HAMMOND BR	5.00
			4/12/12	4 O RINGS	4.16
			4/12/12	ROOF SEALER, MARINE GOOP	22.48
			4/12/12	CK ENG LIGHT, FUEL CAP, TK	55.00
			4/12/12	CK ENG LIGHT, FUEL CAP, TK	16.68
			4/12/12	KS RURAL WATER CONFERENCE	6.76
			4/12/12	KS RURAL WATER CONFERENCE	6.42
			4/12/12	KS RURAL WATER CONFERENCE	36.65
			4/12/12	KS RURAL WATER CONFERENCE	273.48
			4/12/12	DUMP TRUCK #107	60.00
			4/12/12	DUMP TRUCK #107	125.00
			4/12/12	MISC TUBE	45.00

DEPARTMENT	FUND	VENDOR NAME	DATE	DESCRIPTION	AMOUNT
			4/12/12	COPPER CAP FITTING	0.79
			4/12/12	GREAT ESCAPES EXPO	125.00
			4/12/12	ANTI FREEZE	32.97
			4/12/12	GREAT ESCAPES EXPO	45.00
			4/12/12	GREAT ESCAPES EXPO	125.00-
			4/12/12	FRAMES/HOLDERS	77.73
			4/12/12	PAINT HERITAGE FOUNTAIN	28.99
			4/12/12	PLUMB ICE MACH RATHERT	4.27
			4/12/12	FRAMES/HOLDER	43.22
			4/12/12	GREAT ESCAPES EXPO/CANDY	24.69
		CINTAS #451	4/20/12	GRAY MATS 12TH ST COMM CNT	30.45
		SAM'S CLUB	4/19/12	LYSOL, SOAP, RENEWAL	820.29
			4/19/12	REFUND-RENEWAL-AND TAX	94.51-
		ROTHWELL LANDSCAPE INC	4/16/12	RATHERT, SOD BEHIND HOME	420.00
			4/16/12	RATHERT, SOD BEHIND HOME	42.50
			TOTAL:		33,888.81
SWIMMING POOL	GENERAL FUND	INTERNAL REVENUE SERVICE	4/20/12	SOCIAL SECURITY WITHHOLDIN	30.81
			4/20/12	MEDICARE WITHHOLDING	7.20
		SECURITY SOLUTIONS INC	4/19/12	ALARM CITY POOL-1017 W 5TH	15.00
		KS RECREATION & PARK	4/17/12	AQUATIC FACILITY COURSE	259.00
		CARD CENTER	4/04/12	Pool - Internet Connection	64.95
			TOTAL:		376.96
AIRPORT	GENERAL FUND	FIRST NATIONAL BANK	4/23/12	AIRPORT MAINT FAC APR 2012	7,656.73
			4/23/12	AIRPORT MAINT FAC APR 2012	3,209.26
		CARD CENTER	4/04/12	Airport - Internet Connect	59.95
			TOTAL:		10,925.94
GOLF COURSE	GENERAL FUND	INTERNAL REVENUE SERVICE	4/20/12	SOCIAL SECURITY WITHHOLDIN	468.57
			4/20/12	MEDICARE WITHHOLDING	109.60
		ALL POINTS PUBLIC FUNDING LLC	4/23/12	GOLF CART LEASE JUN 2012	17,839.82
		BLUE CROSS BLUE SHIELD OF KS	4/20/12	BLUE CROSS BLUE SHIELD	297.32
		REGELMAN LIQUOR STORE	4/23/12	BEER SUPPLY	57.80
		PING	4/23/12	GOLF CLUBS	86.39
		AGRIUM ADVANCED TECHNOLOGIES	4/05/12	FERTILIZER CREDIT	34.06-
			4/23/12	UNFOAMER LPI	42.75
		KC GOLF CART COMPANY LLC	4/23/12	GOLF CART RENTAL	660.00
		CROWN DISTRIBUTORS, INC.	4/23/12	BEER SUPPLY	42.77
			4/23/12	BEER SUPPLY	128.30
		DS&O RURAL ELECTRIC	4/16/12	GOLF CLUB HOUSE	1,126.86
			4/16/12	GOLF COURSE	1,500.89
			4/16/12	GOLF COURSE-CART SHED	156.12
		DELTA DENTAL (PAYROLL)	4/06/12	DELTA DENTAL OF KANSAS	21.60
			4/20/12	DELTA DENTAL OF KANSAS	21.60
			4/06/12	DELTA DENTAL OF KANSAS	32.82
			4/20/12	DELTA DENTAL OF KANSAS	21.88
		FLINT HILLS BEVERAGE LLC	4/23/12	BEER SUPPLY	88.13
			4/23/12	BEER SUPPLY	129.76
		HELENA CHEMICAL COMPANY	4/23/12	T-NEX 1 AQ	362.50
		SECURITY SOLUTIONS INC	4/23/12	SECURITY SYST. MONIT/MAINT	79.00
			4/23/12	SECURITY SERVICE CALL	55.00
		KANSAS PUBLIC EMPLOYEES	4/20/12	KPERS #1	141.10
			4/20/12	KPERS #2	246.66
		NIVEL PARTS & MANUFACTURING CO., LLC	4/23/12	RANGE PICKER BASKETS	199.52
			4/23/12	RANGE PICKER BASKET	107.31

DEPARTMENT	FUND	VENDOR NAME	DATE	DESCRIPTION	AMOUNT
		SNACK EXPRESS	4/23/12	FOOD / VENDING SUPPLIES	110.50
			4/23/12	FOOD / VENDING SUPPLIES	52.00
			4/23/12	FOOD / VENDING SUPPLIES	32.10
			4/23/12	FOOD / VENDING SUPPLIES	108.00
		CARD CENTER	4/17/12	CART MAINTENANCE	19.24
			4/17/12	CART MAINTENANCE	21.96
			4/17/12	CART MAINTENANCE	21.96-
			4/17/12	CART MAINTENANCE	38.98
			4/17/12	BUILDING MAINTENANCE	5.96
			4/17/12	SECURITY ALARM BATTERY	19.90
			4/17/12	CART MAINTENANCE	8.46
			4/17/12	CART MAINTENANCE	2.98-
			4/17/12	EQUIPMENT REPAIR	116.98
			4/17/12	EQUIPMENT REPAIR	8.99
			4/17/12	EQUIPMENT REPAIR	7.00
			4/17/12	FOOD SUPPLY	42.51
			4/17/12	FOOD SUPPLY	16.64
			4/17/12	FOOD SUPPLY	16.92
			4/17/12	VENDING	27.40
			4/17/12	FOOD SUPPLY	35.31
			4/17/12	FOOD SUPPLY	25.54
			4/17/12	FOOD SUPPLY	20.29
			4/17/12	FOOD SUPPLY	7.44
			4/17/12	VENDING	43.84
			4/17/12	SUNDRIES	49.96
			4/17/12	FOOD SUPPLIES	49.58
			4/17/12	VENDING	17.97
			4/17/12	FOOD SUPPLIES	34.57
		SAFETY-KLEEN	4/23/12	EQUIPMENT MAINTENANCE	169.45
		SALINA WHOLESALE SUPPLY	4/23/12	IRRIGATION PARTS FREIGHT	12.00
		TIELKE ENTERPRISE, LLC	4/23/12	SANDWICHES	88.83
			4/23/12	SANDWICHES	<u>141.65</u>
			TOTAL:		25,315.04
AMBULANCE	GENERAL FUND	INTERNAL REVENUE SERVICE	4/20/12	SOCIAL SECURITY WITHHOLDING	47.27
			4/20/12	MEDICARE WITHHOLDING	217.59
		ALL POINTS PUBLIC FUNDING LLC	4/23/12	AMBULANCE LEASE JUN 2012	14,034.55
		BLUE CROSS BLUE SHIELD OF KS	4/20/12	BLUE CROSS BLUE SHIELD	148.66
			4/20/12	BLUE CROSS BLUE SHIELD	1,068.16
		CENTURYLINK COMMUNICATION, INC.	4/10/12	AMBULANCE	128.76
		KA-COMM	4/19/12	SERVICE CONTRACT/MAINT AMB	173.50
		DELTA DENTAL (PAYROLL)	4/06/12	DELTA DENTAL OF KANSAS	112.00
			4/20/12	DELTA DENTAL OF KANSAS	112.00
			4/06/12	DELTA DENTAL OF KANSAS	43.76
			4/20/12	DELTA DENTAL OF KANSAS	43.76
		KANSAS BOARD OF EMS	4/16/12	EZ-10 DRIVERS & CASES	663.96
		KANSAS GAS SERVICE	4/11/12	700 N JEFFERSON-MAR 2012	165.88
		KANSAS PUBLIC EMPLOYEES	4/20/12	KPERS #1	61.20
			4/20/12	KP&F	3,017.71
		CARD CENTER	4/04/12	Phone Lines - Cox (50%)	43.00
			4/04/12	Fire #2 Internet Connect -	62.48
			4/05/12	USPS/RETURN BATTERY/ WARRA	5.35
			4/05/12	STAPLES/OFFICE SUPPLIES	53.90
			4/05/12	STAPLES/OFFICE SUPPLIES	9.60
			4/05/12	STAPLES/OFFICE SUPPLIES	13.00
			4/05/12	MOORE/MEDICAL SUPPLIES	397.04

DEPARTMENT	FUND	VENDOR NAME	DATE	DESCRIPTION	AMOUNT
			4/05/12	DAI LYUNION/1 YR SUBSCRIPTI	111.60
			4/05/12	KEYOFFICE/OFFICE SUPPLIES	4.19
			4/05/12	DOLLARGENERAL/OFFICE SUPPL	5.50
			4/05/12	BARTON/TRAINING OFFICER CL	100.00
			4/05/12	MILLESONS/OIL, FUEL, AIR FIL	262.32
			4/05/12	WALMART/STORAGE BAGS	19.84
			4/05/12	HEIMAN/SAFETY VESTS	69.60
			4/05/12	BOX&SHIP/RETURN VEST	3.52
			4/05/12	YOURAUTO/ANNUAL INSPECTION	220.00
			4/05/12	HEIMAN/RETURN VEST	11.95-
			4/05/12	KOLLING/ALS MEDICATIONS	1,654.47
			4/05/12	EMBELMS INC/UNIFORM PATCHE	189.00
			4/05/12	WATERS/BOLTS SCREWS	0.34
			4/05/12	WESTERNEXTRA/PIG TAIL PART	27.37
			4/05/12	WESTERNEXTRA/PIG TAIL PART	8.26-
			4/05/12	YOURAUTO/FUEL PUMP FOR M4	376.24
			4/05/12	DICKEDWARDS/DIESEL OIL FOR	113.52
		SAM'S CLUB	4/19/12	TISSUE/TOWELS/PINE-SOL	327.16
				TOTAL:	24,087.59
COUNTY/INS ZONING SVCS GENERAL FUND		CENTURYLINK COMMUNICATION, INC.	4/10/12	ZONING/COUNTY INSPECTION	19.84
		CARD CENTER	4/04/12	Phone Lines - Cox	22.50
			3/31/12	VERIZON-IPHONE HOLDER	22.49
			3/31/12	TYME OUT-FLOOD MTG LUNCH	27.06
			3/31/12	APA-MEMBERSHIP	440.00
				TOTAL:	531.89
ENGINEERING	GENERAL FUND	INTERNAL REVENUE SERVICE	4/20/12	SOCIAL SECURITY WITHHOLDIN	105.19
			4/20/12	MEDICARE WITHHOLDING	24.61
		BLUE CROSS BLUE SHIELD OF KS	4/20/12	BLUE CROSS BLUE SHIELD	199.20
		CARTEGRAPH SYSTEMS, INC.	4/11/12	Trimble Juno 3B Hand	374.50
			4/11/12	Mobile Connect 50%	1,080.00
			4/11/12	Cartigraph Mobile Ap	295.00
		DELTA DENTAL (PAYROLL)	4/06/12	DELTA DENTAL OF KANSAS	28.94
			4/20/12	DELTA DENTAL OF KANSAS	28.94
		KANSAS PUBLIC EMPLOYEES	4/20/12	KPERS #1	96.44
			4/20/12	KPERS #2	36.48
		CARD CENTER	3/31/12	WATER ENVIRON- MEMBERSHIP	173.00
			3/31/12	WM SUPER-MAGNIFYING GLASS	4.27
			3/31/12	STAPLES- ASST ENG SUPPLIES	51.26
			4/04/12	Phone Lines - Cox	50.69
			3/31/12	OREILLY-MOTOR OIL	7.98
			3/31/12	WATERS-100000 FT MEASURE W	104.99
		SHERWIN WILLIAMS	4/17/12	RED PAINT - ASST ENG OFFIC	43.21
			4/17/12	ROLLERS - ASST ENG OFFICE	7.99
				TOTAL:	2,712.69
CODES ENFORCEMENT	GENERAL FUND	INTERNAL REVENUE SERVICE	4/20/12	SOCIAL SECURITY WITHHOLDIN	207.68
			4/20/12	MEDICARE WITHHOLDING	48.58
		BLUE CROSS BLUE SHIELD OF KS	4/20/12	BLUE CROSS BLUE SHIELD	148.66
			4/20/12	BLUE CROSS BLUE SHIELD	222.99
		CENTURYLINK COMMUNICATION, INC.	4/10/12	CODE ENFORCEMENT	49.59
		DELTA DENTAL (PAYROLL)	4/06/12	DELTA DENTAL OF KANSAS	54.00
			4/20/12	DELTA DENTAL OF KANSAS	54.00
		KEY OFFICE EQUIPMENT	4/13/12	FINAL NOTICE STAMP	19.99
		KANSAS PUBLIC EMPLOYEES	4/20/12	KPERS #1	286.59

DEPARTMENT	FUND	VENDOR NAME	DATE DESCRIPTION	AMOUNT
		CARD CENTER	4/04/12 Phone Lines - Cox	41.29
			TOTAL:	1,133.37
POLICE	GENERAL FUND	MIDWEST RADAR & EQUIPMENT	4/23/12 145790 RADAR CERTIFICATION	420.00
			4/23/12 145791 RADAR CERTIFICATION	245.00
		INTERNAL REVENUE SERVICE	4/20/12 SOCIAL SECURITY WITHHOLDIN	509.03
			4/20/12 SOCIAL SECURITY WITHHOLDIN	1,126.56
			4/20/12 MEDI CARE WITHHOLDING	1,164.99
			4/20/12 MEDI CARE WITHHOLDING	295.55
			4/20/12 MEDI CARE WITHHOLDING	8.12
		SPRINT	4/18/12 11-13282 PHONE PING	30.00
		BLUE CROSS BLUE SHIELD OF KS	4/20/12 BLUE CROSS BLUE SHIELD	148.66
			4/20/12 BLUE CROSS BLUE SHIELD	148.66
			4/20/12 BLUE CROSS BLUE SHIELD	398.44
			4/20/12 BLUE CROSS BLUE SHIELD	37.17
			4/20/12 BLUE CROSS BLUE SHIELD	10.37
			4/20/12 BLUE CROSS BLUE SHIELD	3,919.80
			4/20/12 BLUE CROSS BLUE SHIELD	891.97
			4/20/12 BLUE CROSS BLUE SHIELD	19.68
		CENTURYLINK COMMUNICATION, INC.	4/10/12 POLICE	650.66
			4/10/12 DISPATCH	650.66
		TELEPLUS SOLUTIONS	4/15/12 Cancel Line RNA 762-2987	10.72
			4/15/12 Cancel Line RNA 762-2987	10.72
			4/15/12 Cancel Line RNA 762-4111	24.25
			4/15/12 Cancel Line RNA 762-4111	24.25
			4/15/12 Cancel Line RNA 238-4272	10.97
			4/15/12 Cancel Line RNA 238-4272	10.97
			4/15/12 Cancel Line RNA 238-4288	10.97
			4/15/12 Cancel Line RNA - 238-4288	10.97
			4/15/12 Cancel Line RNA - 762-8664	11.03
			4/15/12 Cancel Line RNA - 762-8664	11.02
			4/15/12 Cancel - ISDN line 238-169	19.63
			4/15/12 Cancel ISDN Line 238-1697	19.64
		KA-COMM	4/23/12 107549 SCANNER/PA #212	96.00
			4/23/12 107589 CONTROL CABLE #208	384.00
			4/23/12 107623 EQUIPMENT REMOVAL #	192.00
			4/23/12 107635 RED LED #210	80.00
			4/23/12 107638 SIREN / PUSHBAR LED	103.00
			4/19/12 SERVICE CONTRACT/MAINT POL	188.50
			4/19/12 SERVICE CONTRACT/MAINT POL	188.50
		DELTA DENTAL (PAYROLL)	4/06/12 DELTA DENTAL OF KANSAS	502.25
			4/06/12 DELTA DENTAL OF KANSAS	163.89
			4/20/12 DELTA DENTAL OF KANSAS	497.84
			4/20/12 DELTA DENTAL OF KANSAS	142.34
			4/20/12 DELTA DENTAL OF KANSAS	4.36
			4/06/12 DELTA DENTAL OF KANSAS	243.41
			4/06/12 DELTA DENTAL OF KANSAS	84.79
			4/20/12 DELTA DENTAL OF KANSAS	242.72
			4/20/12 DELTA DENTAL OF KANSAS	84.79
			4/20/12 DELTA DENTAL OF KANSAS	0.69
		TELVENT DTN	4/23/12 3689092 WEATHER RADAR	141.00
		KEY OFFICE EQUIPMENT	4/23/12 J36801 CARTRIDGES, HOLE PU	100.77
			4/23/12 J36801 CARTRIDGES, HOLE PU	152.08
		KANSAS PUBLIC EMPLOYEES	4/20/12 KPERS #1	522.33
			4/20/12 KPERS #1	825.24
			4/20/12 KP&F	13,589.66

DEPARTMENT	FUND	VENDOR NAME	DATE	DESCRIPTION	AMOUNT
			4/20/12	KP&F	625.50
			4/20/12	KP&F	97.15
			4/20/12	KPERS #2	70.46
			4/20/12	KPERS #2	549.69
MIKE'S FIRE EXT. SALES			4/18/12	80321 FIRE EXTINGUISHER #2	34.55
ADVANCED GRAPHIX INC			4/23/12	185462 GRAPHICS UNIT 223B	314.00
THE PRINTERY			4/23/12	22138 NOTICE TO APPEAR	975.00
CARD CENTER			4/11/12	WMART-EXTERNAL DRIVE	39.97
			4/16/12	HOMEDEPOT-TOOLBOX/THERMO L	129.88
			4/16/12	SIRCHIE-PHOTO NUMBERS LAB	59.45
			4/16/12	ARROWHEAD-ID TENTS	168.87
			4/04/12	City - Fiber Internet	1,500.00
			4/16/12	17091 B&K-COFFEE	66.40
			4/16/12	17108 B&K-COFFEE, SUGAR, CRE	125.35
			4/16/12	J35560 KEY-PRINT CARTRIDGE	82.42
			4/16/12	STAPLES-CUP LINERS	149.96
			4/16/12	STAPLES-CUP LINERS (RETURN	40.82-
			4/16/12	WMART-CERTIFICATE FRAME	9.96
			4/16/12	17121 B&K-COFFEE	66.40
			4/16/12	17143 B&K-COFFEE	33.20
			4/16/12	IACP MEMBERSHIP #203	120.00
			4/16/12	277614ORAP-MINI LAMP #206	4.32
			4/16/12	277766ORAP-IGN COIL #221	100.72
			4/16/12	277771ORAP-SPARK PLUG #221	6.98
			4/16/12	278952ORAP-DISC PAD SET #2	137.84
			4/16/12	279028ORAP-CERAMIC PADS #2	55.50
			4/16/12	279177ORAP-ALTERNATOR #204	190.49
			4/16/12	279490ORAP-ALTERNATOR #204	10.00-
			4/16/12	281255ORAP-WIPER MOTOR #21	74.00
			4/16/12	281382ORAP-DOR ROD CLIP #2	3.99
			4/16/12	281627ORAP-CAR WASH/WAX	87.98
			4/16/12	283569ORAP-WIPER BLADE #22	45.98
			4/16/12	622J&R-AIR FLOW SENS/FLTR	78.65
			4/16/12	632J&R-A/C SERVICE #250	58.23
			4/16/12	642J&R-LOF, TIRE ROTATE #2	65.30
			4/16/12	639J&R-BRAKES #204	60.50
			4/16/12	2535QUANTICO-UNIFORM #714	99.98
			4/16/12	656J&R-LOF, TIRE ROTATE #2	61.16
			4/16/12	643J&R-LOF, TIRE ROTATE#202	65.30
			4/16/12	651J&R-LOF, TIRE ROTATE #2	63.23
			4/16/12	650J&R-LOF, TIRE ROTATE #2	63.23
			4/16/12	646J&R-BRAKE, LOF, TIRE RTAT	143.73
			4/16/12	645J&R-LOF, TIRE ROTATE #2	65.30
			4/16/12	649J&R-LOF, TIRE ROTATE #2	65.30
			4/16/12	660J&R-OIL COOLER LINE, LOF	121.66
			4/16/12	653J&R-LOF #221	49.23
			4/16/12	648J&R-BRAKES, TIRE ROTATE	141.66
			4/16/12	659J&R-LOF, TIRE ROTATE #2	61.16
			4/16/12	41348JIMCLARK-NUT #212	3.94
			4/16/12	14713 NETQUEST-GPS LCD REP	75.00
			4/16/12	SAFELITE-WS REPAIR #223	78.93
			4/16/12	3297-6PROF ALT-PANT ALTX3	21.00
			4/16/12	3297-9PROFALT-PATCHES #735	12.00
			4/16/12	3509-20 PROF ALT-PATCH/PAN	16.00
			4/16/12	3509-41PROFALT-PNT/SHRT/PT	142.00
			4/16/12	3297-1PROF ALT-PATCHES #17	12.00

DEPARTMENT	FUND	VENDOR NAME	DATE	DESCRIPTION	AMOUNT
			4/16/12	5011833 DEDWARDS-STR COL L	113.25
			4/16/12	MENARDS-SINK FAUCET	108.00
			4/16/12	BOTACH-FLASHLIGHT REPAIR	169.00
			4/16/12	97356 JIMCLARK-PLATE #210	32.94
			4/16/12	212779 MIL OUTLET-NAME TAG	16.00
			4/16/12	9955 WTV-FAUCET CONNECTOR	6.98
			4/16/12	9769 WTV-KEYS #222	9.96
			4/16/12	31358 MANKO-WIS #228	180.00
			4/16/12	4713-8 PROFALT-PATCH/PNT #	35.00
			4/16/12	4713-11 PROFALT-PATCHES #7	6.00
			4/16/12	3297-50 PROF ALT-PATCH/PNT	59.00
			4/16/12	3297-37 PROF AL-PATCH/JCKT	12.00
			4/16/12	4713-30 PROFALT-SHRT/ZIPPR	28.00
			4/16/12	4721-20PROFALT-SHIRT/PATCH	27.00
			4/16/12	4713-25PROF ALT-PANTS #32	14.00
			TOTAL:		37,697.43
FIRE	GENERAL FUND	INTERNAL REVENUE SERVICE	4/20/12	SOCIAL SECURITY WITHHOLDIN	307.65
			4/20/12	MEDICARE WITHHOLDING	877.83
		BLUE CROSS BLUE SHIELD OF KS	4/20/12	BLUE CROSS BLUE SHIELD	148.66
			4/20/12	BLUE CROSS BLUE SHIELD	3,688.96
		CENTURYLINK COMMUNICATION, INC.	4/10/12	FIRE	128.76
		KA-COMM	4/19/12	SERVICE CONTRACT/MAINT FIR	173.50
		DELTA DENTAL (PAYROLL)	4/06/12	DELTA DENTAL OF KANSAS	298.40
			4/20/12	DELTA DENTAL OF KANSAS	298.40
			4/06/12	DELTA DENTAL OF KANSAS	207.86
			4/20/12	DELTA DENTAL OF KANSAS	207.86
		KANSAS GAS SERVICE	4/11/12	700 N JEFFERSON-MAR 2012	165.88
		KANSAS PUBLIC EMPLOYEES	4/20/12	KPERS #1	61.21
			4/20/12	KP&F	10,562.50
		SCREEN MACHINE SPORTS	3/27/12	ARSON INVESTIGATOR SHIRTS	220.40
		CARD CENTER	4/05/12	FIRESTORE/INVESTIGATOR BAD	198.00
			4/04/12	Phone Lines - Cox (50%)	43.00
			4/04/12	Fire #2 Internet Connect -	62.47
			4/05/12	USPS/CERTIFIED MAILING	6.80
			4/05/12	TASKFORCETIPS/VALVE SEAL K	30.58
			4/05/12	FELD FIRE/REPAIR AIRPACKS	107.30
			4/05/12	FELD FIRE/REPAIR AIRPACKS	53.75
			4/05/12	STAPLES/OFFICE SUPPLIES	51.44
			4/05/12	WALMART/DRY ERASE BOARD	7.97
			4/05/12	O'REILLY/SPARK PLUG FOR L1	1.99
			4/05/12	PAYPAL/LADDER ARM FOR ENGI	493.35
			4/05/12	WATERS/WD40, BUMPER, HOSE	35.96
			4/05/12	MILLESONS/OIL, FUEL, AIR FIL	587.68
			4/05/12	MIRGOODCENTS/FOOD NEW HIRE	87.58
			4/05/12	WALMART/PAPER	3.97
			4/05/12	DILLONS/FOOD NEW HIRE TEST	51.01
			4/05/12	MIRGOODCENTS/FOOD NEW HIRE	39.99
			4/05/12	COACH'S/LUNCH INTERVIEW PA	38.88
			4/05/12	CONTGED/DRIVER OPERATOR TE	1,120.00
			4/05/12	EMBELMS INC/UNIFORM PATCHE	189.00
			4/05/12	MILLESONS/TUBING, FLAT FOR	9.74
			4/05/12	BROWNBOOK/INSPECTOR GUIDES	116.93
			4/05/12	BROWNBOOKS/CREDIT FOR GUID	116.93
			TOTAL:		20,568.33

DEPARTMENT	FUND	VENDOR NAME	DATE	DESCRIPTION	AMOUNT
STREET	GENERAL FUND	INTERNAL REVENUE SERVICE	4/20/12	SOCIAL SECURITY WITHHOLDIN	27.69
			4/20/12	MEDI CARE WITHHOLDING	6.48
		BLUE CROSS BLUE SHIELD OF KS	4/20/12	BLUE CROSS BLUE SHIELD	37.17
			4/01/12	SRTS - PS 03/12/12-03/25/1	2,124.00
		ALFRED BENESCH & COMPANY	4/01/12	SRTS- PS 01/02/12-03/25/12	280.24
			4/11/12	Trimble Juno 3B Hand	374.50
		CARTEGRAPH SYSTEMS, INC.	4/11/12	Mobile Connect 50%	1,080.00
			4/11/12	Catigraph Mobile App	295.00
		DS&O RURAL ELECTRIC	4/16/12	1807 LYDIA LN-WARNING SIRE	51.51
			4/16/12	QUINTON POINT SIREN	34.58
			4/16/12	LIGHTS AT HUNTERS RIDGE	554.66
			4/16/12	LIGHTS AT HARGRAVES #2	61.69
			4/16/12	LIGHTS AT INDIAN RIDGE/J.C	39.90
			4/16/12	LIGHTS AT HARGRAVES#5	123.38
			4/16/12	LIGHTS AT OLIVIA FARMS	45.94
			4/16/12	LIGHTS AT SUTTERWOODS	296.10
			4/16/12	LIGHTS AT SUTTER HIGHLANDS	246.75
			4/16/12	LIGHTS AT MANN'S RANCH	70.50
			4/16/12	LIGHTS AT HARGRAVES #4	11.75
			4/16/12	LIGHTS AT HARGRAVES #1	23.50
			4/16/12	LIGHTS AT HILLTOP #5	7.91
			4/16/12	LIGHTS AT HARGRAVES #3	35.25
			4/16/12	LIGHTS ALONG SVR	188.00
			4/06/12	DELTA DENTAL OF KANSAS	5.40
		DELTA DENTAL (PAYROLL)	4/20/12	DELTA DENTAL OF KANSAS	5.40
			4/16/12	14TH ST-OPPOSITE RATHERT F	25.00
		F & R SERVICES	4/16/12	1701 N ADAMS	25.00
			4/16/12	8TH ST AT GARFIELD DITCH	10.00
			4/16/12	AIRPORT/JACKSON ST ROW-ALL	950.00
			4/16/12	ANNEX PARKING LOT BEHIND D	15.00
			4/16/12	COMMONWEALTH DRIVE ROW	25.00
			4/16/12	GRANT AVE ISLAND	150.00
			4/16/12	GRANT AVE FRONTAGE RD	40.00
			4/16/12	MONROE STREET DRAINAGE	15.00
			4/16/12	WATER PLANT-EXCEPT AROUND	400.00
			4/16/12	FIELD S OF WATER PLANT 25'	50.00
			4/16/12	WESTWOOD BLVD-ISLANDS	150.00
			4/16/12	BRIDGE GUARDRAIL-EISEN & 1	10.00
			4/16/12	E 11TH/210 E 11TH	30.00
			4/16/12	436 W 11TH ST	30.00
			4/16/12	EAST 10TH ST PROPERTY	100.00
			4/16/12	14TH ST TRAILER COURT AREA	75.00
			4/16/12	ELM DALE ROAD ROW	75.00
			4/16/12	CHESTNUT&I -70 RAMPS	630.00
			4/16/12	PUMP STATIONS @ ADAMS ST	75.00
			4/16/12	HWY 57 R/W & ISLANDS	1,000.00
			4/16/12	AREA IN FRONT OF CRACKER B	70.00
			4/16/12	RUCKER ROAD	500.00
			4/16/12	GRANT AVE RIVER PARK AREA	150.00
			4/16/12	MOSS CIRCLE ISLAND	10.00
			4/16/12	FIELD S OF WATER PLANT	50.00
			4/09/12	14TH ST-OPPOSITE RATHERT F	25.00
			4/09/12	1701 N ADAMS	25.00
			4/09/12	BEL AIR & FOGARTY (DEAD EN	15.00
			4/09/12	8TH ST AT GARFIELD DITCH	10.00
			4/09/12	AIRPORT/JACKSON ST ROW-ALL	950.00

DEPARTMENT	FUND	VENDOR NAME	DATE	DESCRIPTION	AMOUNT
			4/09/12	ANNEX PARKING LOT BEHIND D	15.00
			4/09/12	COMMONWEALTH DRIVE ROW	25.00
			4/09/12	GRANT AVE ISLAND	150.00
			4/09/12	GRANT AVE FRONTAGE RD	40.00
			4/09/12	MONROE ST DRAINS	15.00
			4/09/12	WATER PLANT-EXCEPT AROUND	400.00
			4/09/12	FIELD S OF WATER PLANT 25'	50.00
			4/09/12	WESTWOOD BLVD-ISLANDS	150.00
			4/09/12	BRIDGE GUARDRAIL-EISEN & 1	10.00
			4/09/12	E 11TH/210 E 11TH	30.00
			4/09/12	514 W 14TH ST	30.00
			4/09/12	516 W 14TH ST	30.00
			4/09/12	436 W 11TH ST	30.00
			4/09/12	109 SNELL	30.00
			4/09/12	EAST 10TH ST PROPERTY	100.00
			4/09/12	14TH ST TRAILER COURT AREA	75.00
			4/09/12	ELM DALE ROAD ROW	75.00
			4/09/12	CHESTNUT&I-70 RAMPS	630.00
			4/09/12	PUMP STATIONS @ ADAMS ST	75.00
			4/09/12	HWY 57 R/W & ISLANDS	1,000.00
			4/09/12	AREA IN FRONT OF CRACKER B	70.00
			4/09/12	RUCKER ROAD	500.00
			4/09/12	LAWDALE WATER AREA	40.00
			4/09/12	MOSS CIRCLE ISLAND	10.00
			4/09/12	GRANT AVE RIVER PARK AREA	150.00
			4/16/12	600 BLOCK E 7TH ST-ROW	15.00
			4/16/12	603 SKYLINE DRIVE	10.00
			4/16/12	714 SKYLINE DRIVE	10.00
			4/16/12	GOLDENBELT BLVD-ROW	300.00
			4/16/12	ASH STREET(600 BLOCK)	15.00
			4/16/12	DITCH BETWEEN 100 BLK E VI	15.00
			4/16/12	EAST 6TH ST PARKING LOT	15.00
			4/16/12	EAST 6TH ST ROW	500.00
			4/16/12	E CHESTNUT-ROW & UPRR TRAC	50.00
			4/16/12	FIRE STATION #2- LACY DRIV	50.00
			4/16/12	LACY DRIVE	100.00
			4/16/12	MEADOW LANE ROW	15.00
			4/16/12	ST MARYS ROAD ROW(CHURCH)	30.00
			4/16/12	VACANT DRAINAGE DITCH-RILE	15.00
			4/16/12	INDUSTRIAL PARK ROW	50.00
			4/16/12	WATER TOWER-SPRUCE ST	50.00
			4/16/12	WATER TOWER-WEST ASH ST	40.00
			4/16/12	E ASH ST NEAR RR TRACKS	70.00
			4/16/12	SVR ROW	75.00
			4/16/12	SVR ADDITION ISLANDS	80.00
			4/16/12	STRAUSS BLVD ISLANDS R/W	300.00
			4/16/12	I 70 ROW	600.00
			4/16/12	EASH ASH ST LIFT STATION	50.00
			4/16/12	SOUTH JACKSON ST DRAINAGE	30.00
			4/16/12	ASH ST FROM CHESTNUT SOUTH	230.00
			4/16/12	136 E 3RD	30.00
			4/16/12	225 E 3RD	30.00
			4/16/12	6TH ST UNDERPASS	100.00
			4/16/12	SANDUSKY ROW	75.00
			4/16/12	THE BLUFFS AREA	100.00
			4/16/12	TOM NEAL INDUSTRIAL PARK A	250.00

DEPARTMENT	FUND	VENDOR NAME	DATE	DESCRIPTION	AMOUNT
			4/16/12	SOUTHWIND/KJCK EAST TO TOW	150.00
			4/16/12	CHADWICK	15.00
			4/16/12	HOLLY LANE ISLAND	15.00
			4/16/12	SPV R/W K-18 N TO RR	500.00
			4/16/12	FOX SPARROW ENT TO SUTTER	60.00
			4/16/12	FIRE STATE #2 - LACY DRIVE	50.00
		WESTAR ENERGY	4/19/12	15TH & WASHINGTON-SL-MAR 2	17.28
		KANSAS PUBLIC EMPLOYEES	4/20/12	KPERS #2	33.66
		CARD CENTER	3/31/12	WALMART-IPHONE CHARGER	<u>14.96</u>
			TOTAL:		19,598.20
COURT	GENERAL FUND	INTERNAL REVENUE SERVICE	4/20/12	SOCIAL SECURITY WITHHOLDIN	731.25
			4/20/12	MEDICARE WITHHOLDING	171.02
		BLUE CROSS BLUE SHIELD OF KS	4/20/12	BLUE CROSS BLUE SHIELD	297.32
		CENTURYLINK COMMUNICATION, INC.	4/10/12	MUNICIPAL COURT	52.67
		NICOLAS G RODRIGUEZ	4/17/12	BOND REFUND #12-02632-01	200.00
		JOSHUA DOUGLASS	4/20/12	PAYMENT APR 9 TO MAY 2	3,750.00
		DELTA DENTAL (PAYROLL)	4/06/12	DELTA DENTAL OF KANSAS	43.20
			4/20/12	DELTA DENTAL OF KANSAS	43.20
			4/06/12	DELTA DENTAL OF KANSAS	21.88
			4/20/12	DELTA DENTAL OF KANSAS	21.88
		KEY OFFICE EQUIPMENT	4/20/12	NMEPLATE INK STAMP DIE PLA	24.00
		KANSAS PUBLIC EMPLOYEES	4/20/12	KPERS #1	353.85
			4/20/12	KPERS #2	526.22
		INCODE	4/13/12	Web - Court Inquiry	100.00
		CARD CENTER	4/04/12	Phone Lines - Cox	67.21
		CINTAS #451	4/20/12	TWO GRAY MATS	15.35
		MISC	4/18/12	Bond Refund: TT151461 -01	172.00
			4/20/12	Cash Refund: 10-15292 -01	45.00
			4/23/12	Bond Refund: 10-12430 -01	184.00
			4/23/12	Bond Refund: 12-03310 -02	<u>349.00</u>
			TOTAL:		7,169.05
JC OPERA HOUSE	GENERAL FUND	INTERNAL REVENUE SERVICE	4/20/12	SOCIAL SECURITY WITHHOLDIN	118.92
			4/20/12	MEDICARE WITHHOLDING	27.81
		CENTURYLINK COMMUNICATION, INC.	4/10/12	OPERA HOUSE	49.59
		KANSAS PUBLIC EMPLOYEES	4/20/12	KPERS RETIRED	257.79
		CARD CENTER	4/04/12	Phone Lines - Cox	<u>46.99</u>
			TOTAL:		501.10
JUNCTION CITY ARTS	GENERAL FUND	SECURITY SOLUTIONS INC	4/19/12	ALARM ARTS COUNCIL-109 W7	<u>22.00</u>
			TOTAL:		22.00
RECREATION	GENERAL FUND	INTERNAL REVENUE SERVICE	4/20/12	SOCIAL SECURITY WITHHOLDIN	161.05
			4/20/12	MEDICARE WITHHOLDING	37.66
		BLUE CROSS BLUE SHIELD OF KS	4/20/12	BLUE CROSS BLUE SHIELD	118.93
		CASH-WA DISTRIBUTING	4/11/12	BRN TOWELS, MOP HEAD & HAN	97.40
		CENTURYLINK COMMUNICATION, INC.	4/10/12	RECREATION	210.39
		DELTA DENTAL (PAYROLL)	4/06/12	DELTA DENTAL OF KANSAS	38.88
			4/20/12	DELTA DENTAL OF KANSAS	38.88
			4/06/12	DELTA DENTAL OF KANSAS	3.68
			4/20/12	DELTA DENTAL OF KANSAS	3.68
		SECURITY SOLUTIONS INC	4/11/12	12TH ST COM CENTER SECURIT	18.00
		KEY OFFICE EQUIPMENT	4/09/12	INK CART FOR LSRJT 3600 BL	127.06
		KANSAS PUBLIC EMPLOYEES	4/20/12	KPERS #1	39.76
			4/20/12	KPERS #2	56.37

DEPARTMENT	FUND	VENDOR NAME	DATE	DESCRIPTION	AMOUNT
		THE PRINTERY	3/30/12	BUSIN CARDS SWI HART, MARR	45.00
		CARD CENTER	4/04/12	12th St Internet Connectio	<u>124.95</u>
			TOTAL:		1,121.69
NON-DEPARTMENTAL	GRANTS	INTERNAL REVENUE SERVICE	4/20/12	FEDERAL WITHHOLDING	1,387.76
			4/20/12	SOCIAL SECURITY WITHHOLDIN	188.88
			4/20/12	MEDI CARE WITHHOLDING	199.54
		ING LIFE INSURANCE & ANNUITY COMPANY	4/20/12	ING	125.00
		AMERICAN UNITED LIFE INSURANCE COMPANY	4/06/12	AMERICAN UNITED LIFE	19.02
			4/20/12	AMERICAN UNITED LIFE	19.02
		BLUE CROSS BLUE SHIELD OF KS	4/20/12	BLUE CROSS BLUE SHIELD	250.32
			4/20/12	BLUE CROSS BLUE SHIELD	260.12
		JUNCTION CITY FIREFIGHTERS AID ASSOCIA	4/20/12	FIREFIGHTERS AID ASSOCIATI	15.00
		CITY OF JUNCTION CITY	4/06/12	TELEPHONE REIMBURSEMENT	8.50
			4/20/12	TELEPHONE REIMBURSEMENT	8.50
			4/06/12	TELEPHONE REIMBURSEMENT	13.25
			4/20/12	TELEPHONE REIMBURSEMENT	13.25
		DELTA DENTAL (PAYROLL)	4/06/12	DELTA DENTAL OF KANSAS	31.98
			4/20/12	DELTA DENTAL OF KANSAS	31.98
		FIREMEN'S RELIEF ASSOCIATION	4/20/12	FIREMANS RELIEF	26.64
		JUNCTION CITY FIRE FIGHTERS ASSOCIATIO	4/20/12	I. A. F. F. LOCAL 3309	126.00
		KANSAS DEPT OF REVENUE	4/20/12	STATE WITHHOLDING	544.11
		KANSAS PUBLIC EMPLOYEES	4/20/12	KPERS #1	199.86
			4/20/12	KP&F	668.43
		POLICE & FIREMEN'S	4/06/12	POLICE & FIRE INSURANCE	128.38
			4/20/12	POLICE & FIRE INSURANCE	128.38
		FLEXIBLE SPENDING ACCOUNT #41807030	4/20/12	FIRST STATE BANK	240.83
		AMERICAN FAMILY LIFE ASSURANCE COMPANY	4/06/12	AFLAC	48.06
			4/20/12	AFLAC	48.06
		UNITED WAY OF JUNCTION CITY-GEARY COUN	4/20/12	UNITED WAY	<u>18.00</u>
			TOTAL:		4,748.87
SELF HELP HOUSING	GRANTS	INTERNAL REVENUE SERVICE	4/20/12	SOCIAL SECURITY WITHHOLDIN	278.81
			4/20/12	MEDI CARE WITHHOLDING	65.20
		BLUE CROSS BLUE SHIELD OF KS	4/20/12	BLUE CROSS BLUE SHIELD	148.66
			4/20/12	BLUE CROSS BLUE SHIELD	148.66
		CENTURYLINK COMMUNICATION, INC.	4/10/12	SELF HELP HOUSING	19.84
		DELTA DENTAL (PAYROLL)	4/06/12	DELTA DENTAL OF KANSAS	43.20
			4/20/12	DELTA DENTAL OF KANSAS	43.20
		KANSAS PUBLIC EMPLOYEES	4/20/12	KPERS #1	366.75
		CARD CENTER	4/04/12	Phone Lines - Cox	22.50
			3/30/12	EL TAPITIO-LUNCH FOR TRAIN	17.59
			3/31/12	WESTERN EXTRALITE-GEORGE H	22.03
			3/31/12	SHORT STOP 22-GEORGE HARRI	44.34
			3/31/12	WOOD MINI MART-CITY TRUCK	<u>97.63</u>
			TOTAL:		1,318.41
SAFER GRANT-FIRE DEPT	GRANTS	INTERNAL REVENUE SERVICE	4/20/12	MEDI CARE WITHHOLDING	134.34
		BLUE CROSS BLUE SHIELD OF KS	4/20/12	BLUE CROSS BLUE SHIELD	891.96
		DELTA DENTAL (PAYROLL)	4/06/12	DELTA DENTAL OF KANSAS	21.60
			4/20/12	DELTA DENTAL OF KANSAS	21.60
			4/06/12	DELTA DENTAL OF KANSAS	54.70
			4/20/12	DELTA DENTAL OF KANSAS	54.70
		KANSAS PUBLIC EMPLOYEES	4/20/12	KP&F	<u>1,579.42</u>
			TOTAL:		2,758.32

DEPARTMENT	FUND	VENDOR NAME	DATE	DESCRIPTION	AMOUNT
NON-DEPARTMENTAL	SPIN CITY	INTERNAL REVENUE SERVICE	4/20/12	FEDERAL WITHHOLDING	236.45
			4/20/12	SOCIAL SECURITY WITHHOLDING	181.59
			4/20/12	MEDICARE WITHHOLDING	62.68
		CITY OF JUNCTION CITY	4/06/12	TELEPHONE REIMBURSEMENT	8.79
			4/20/12	TELEPHONE REIMBURSEMENT	8.79
		KANSAS DEPT OF REVENUE	4/20/12	STATE WITHHOLDING	81.03
		KANSAS PUBLIC EMPLOYEES	4/20/12	KPERS #1	42.69
				TOTAL:	622.02
SPIN CITY	SPIN CITY	INTERNAL REVENUE SERVICE	4/20/12	SOCIAL SECURITY WITHHOLDING	268.02
			4/20/12	MEDICARE WITHHOLDING	62.68
		CENTURYLINK COMMUNICATION, INC.	4/10/12	SPIN CITY	90.34
		DELTA DENTAL (PAYROLL)	4/06/12	DELTA DENTAL OF KANSAS	7.26
			4/20/12	DELTA DENTAL OF KANSAS	7.26
		SECURITY SOLUTIONS INC	4/19/12	ALARM-915 S WASHINGTON	22.00
		KANSAS PUBLIC EMPLOYEES	4/20/12	KPERS #1	78.34
		CARD CENTER	4/04/12	Spin City - Cable	96.47
			4/04/12	Spin City - Internet	64.95
			4/12/12	LUNBER/SPIN CITY BRIDGE	77.50
			4/12/12	LUNBER SPIN CITY BRIDGE	5.39
			4/17/12	STAPLES-OFFICE SUPPLIES	68.75
			4/17/12	WALMART-DONUTS/BUNS/HOTDOG	176.30
			4/17/12	WALMART-CHIPS/HOT COCOA/PO	39.84
			4/17/12	WALMART-CHIPS/HOT COCOA/PO	43.64
			4/17/12	WALMART-ICE CREAM	46.67
			4/17/12	WALMART-BB BALLS/PENS/SHAR	100.54
			4/17/12	WALMART-ICE CREAM/MILK/COO	33.61
			4/17/12	WALMART-CAKE/ICE CREAM CUP	32.64
			4/17/12	WALMART-REFUND	8.38
			4/17/12	WALMART-PAINT SUPPLIES	53.25
			4/17/12	WALMART-MILK/ICE CREAM	29.66
			4/17/12	SHERWIN WILLIAMS/PAINT	212.09
			4/17/12	SHERWIN WILLIAMS/PAINT	234.79
			4/17/12	WALMART-CAKE	14.98
			4/17/12	WALMART-PIZZA/COCOA/ICE CREAM	92.47
			4/17/12	WALMART-DAWN DISH SOAP	5.64
				TOTAL:	1,869.42
INDUSTRIAL REVENUE BON BOND & INTEREST		EMPRISE BANK	4/23/12	CAP GEMINI IRB MAY 2012	15,545.36
			4/23/12	CAP GEMINI IRB MAY 2012	14,600.71
				TOTAL:	30,146.07
NON-DEPARTMENTAL	WATER & SEWER FUND FAMILY SUPPORT PAYMENT CENTER (MISSOURI)	INTERNAL REVENUE SERVICE	4/20/12	MACSS #41061331/ CV103-753	154.85
			4/20/12	FEDERAL WITHHOLDING	1,693.24
			4/20/12	SOCIAL SECURITY WITHHOLDING	758.13
			4/20/12	MEDICARE WITHHOLDING	261.74
		ING LIFE INSURANCE & ANNUITY COMPANY	4/20/12	ING	332.37
		AMERICAN UNITED LIFE INSURANCE COMPANY	4/06/12	AMERICAN UNITED LIFE	54.04
			4/20/12	AMERICAN UNITED LIFE	42.94
		BLUE CROSS BLUE SHIELD OF KS	4/20/12	BLUE CROSS BLUE SHIELD	212.77
			4/20/12	BLUE CROSS BLUE SHIELD	359.06
			4/20/12	BLUE CROSS BLUE SHIELD	219.64
		CONTINENTAL AMERICAN INSURANCE COMPANY	4/06/12	CAIC	6.68
			4/20/12	CAIC	6.68
		CITY OF JUNCTION CITY	4/06/12	CITY OF JUNCTION CITY (G-F	1.50
			4/20/12	CITY OF JUNCTION CITY (G-F	1.50

DEPARTMENT	FUND	VENDOR NAME	DATE	DESCRIPTION	AMOUNT
			4/20/12	TELEPHONE REIMBURSEMENT	7.22
			4/06/12	TELEPHONE REIMBURSEMENT	45.33
			4/20/12	TELEPHONE REIMBURSEMENT	45.33
		DELTA DENTAL (PAYROLL)	4/06/12	DELTA DENTAL OF KANSAS	73.76
			4/20/12	DELTA DENTAL OF KANSAS	73.76
		KANSAS DEPT OF REVENUE	4/20/12	STATE WITHHOLDING	746.98
		WATER PROTECTION FEE/CLEAN DRINKING FE	4/10/12	WPF 1ST QTR 2012	6,503.46
		KANSAS PUBLIC EMPLOYEES	4/20/12	KPERS #1	398.62
			4/20/12	KPERS #2	510.71
		FLEXIBLE SPENDING ACCOUNT #41807030	4/20/12	FIRST STATE BANK	164.77
		AMERICAN FAMILY LIFE ASSURANCE COMPANY	4/06/12	AFLAC	33.80
			4/20/12	AFLAC	33.80
		UNITED WAY OF JUNCTION CITY-GEARY COUN	4/20/12	UNITED WAY	20.75
			TOTAL:		12,763.43
WATER ADMINISTRATION	WATER & SEWER FUND	INTERNAL REVENUE SERVICE	4/20/12	SOCIAL SECURITY WITHHOLDIN	584.59
			4/20/12	MEDI CARE WITHHOLDING	136.74
		BLUE CROSS BLUE SHIELD OF KS	4/20/12	BLUE CROSS BLUE SHIELD	52.03
			4/20/12	BLUE CROSS BLUE SHIELD	52.03
			4/20/12	BLUE CROSS BLUE SHIELD	457.88
		CENTURYLINK COMMUNICATION, INC.	4/10/12	WATER ADMINISTRATION	133.09
		DELTA DENTAL (PAYROLL)	4/06/12	DELTA DENTAL OF KANSAS	65.02
			4/20/12	DELTA DENTAL OF KANSAS	65.02
			4/06/12	DELTA DENTAL OF KANSAS	23.52
			4/20/12	DELTA DENTAL OF KANSAS	23.52
		SECURITY SOLUTIONS INC	4/19/12	ALARM WUPD 2307 N JACKSON	35.00
			4/19/12	ALARM CITY CLERK OFC. (CS d	18.00
		KEY OFFICE EQUIPMENT	4/19/12	30 CASES OF PAPER	956.70
		WATER PROTECTION FEE/CLEAN DRINKING FE	4/10/12	CLEAN DRINK FEE 1ST QTR 20	6,096.99
		BRINKS INCORPORATED	4/19/12	WATER-MARCH 2012	380.04
		KANSAS PUBLIC EMPLOYEES	4/20/12	KPERS #1	346.11
			4/20/12	KPERS #2	379.16
		KAW VALLEY ENGINEERING, INC	4/10/12	RESEARCH FOR RWD #1 GEARY	2,665.00
		INCODE	4/13/12	Web - Utilities Inquiry -	106.68
		CARD CENTER	4/04/12	Phone Lines - Cox	108.79
			4/04/12	WUPD - Internet Connection	124.95
			4/04/12	ONLINESTORES.COM-FLAGS	312.35
			4/04/12	ORSCHELN-MUD FLAPS FOR TRU	19.98
			4/04/12	ORSHELN-TOOL BOX	249.99
			4/04/12	ORSCHELN-WRENCH, SCREWDRIVE	18.48
			4/04/12	DICK EDWARDS-SPRAY IN BED	450.00
			4/04/12	BANK SUPPLIES-METER LOCKS	112.00
			4/04/12	MARRIOTT HOTETSL-CITY CLK	205.64
			4/04/12	TRUE VALUE-KEYS	3.49
			4/06/12	KANSAS RURAL WATER	210.00-
			4/06/12	KANSAS RURAL WATER	210.00-
		CINTAS #451	4/19/12	SCRAPER/BROWN MAT	28.28
			4/19/12	UNIFORMS-LANGDON, KENNY	10.23
			4/23/12	SCRAPER/BROWN MAT	10.80
			4/23/12	UNIFORMS-LANGDON, KENNY	10.23
			TOTAL:		13,822.33
SEWER ADMINISTRATION	WATER & SEWER FUND	INTERNAL REVENUE SERVICE	4/20/12	SOCIAL SECURITY WITHHOLDIN	534.58
			4/20/12	MEDI CARE WITHHOLDING	125.03
		BLUE CROSS BLUE SHIELD OF KS	4/20/12	BLUE CROSS BLUE SHIELD	74.33
			4/20/12	BLUE CROSS BLUE SHIELD	74.33

DEPARTMENT	FUND	VENDOR NAME	DATE	DESCRIPTION	AMOUNT
			4/20/12	BLUE CROSS BLUE SHIELD	420.71
		DELTA DENTAL (PAYROLL)	4/06/12	DELTA DENTAL OF KANSAS	84.46
			4/20/12	DELTA DENTAL OF KANSAS	84.46
			4/06/12	DELTA DENTAL OF KANSAS	19.14
			4/20/12	DELTA DENTAL OF KANSAS	19.14
		KANSAS PUBLIC EMPLOYEES	4/20/12	KPERS #1	385.31
			4/20/12	KPERS #2	289.94
		INCODE	4/13/12	Web - Utilities Inquiry -	106.66
			TOTAL:		2,218.09
WASTEWATER PLANTS	WATER & SEWER FUND DS&O RURAL ELECTRIC		4/16/12	SEWER LIFT	142.71
			4/16/12	BROOKEBEND LIFT STATION	192.30
			4/16/12	LIFT STATION- HILLTOP #5	215.93
			4/16/12	2542/2548 JAGER DR SMR LIF	51.17
			4/16/12	2326/2321 OSPREY SMR LIFT	128.79
			4/16/12	2515 WILMA-OLIVIA FARMS-LI	135.53
			TOTAL:		866.43
GOLF COURSE	ROLLING MEADOWS GO CENTURYLINK COMMUNICATION, INC.		4/10/12	GOLF COURSE	147.18
	NIVEL PARTS & MANUFACTURING CO., LLC		8/09/11	NIVEL PARTS & MANUFACTURIN	8.92-
			9/12/11	NIVEL PARTS & MANUFACTURIN	8.92-
	CARD CENTER		4/04/12	Gol f - Internet Connection	59.95
			TOTAL:		189.29
NON-DEPARTMENTAL	STORM WATER	LOYAL AMERICAN LIFE INSURANCE COMPANY	4/06/12	CANCER PLAN	8.53
			4/20/12	CANCER PLAN	8.53
	INTERNAL REVENUE SERVICE		4/20/12	FEDERAL WITHHOLDING	109.56
			4/20/12	SOCIAL SECURITY WITHHOLDIN	47.80
			4/20/12	MEDI CARE WITHHOLDING	16.51
	AMERICAN UNITED LIFE INSURANCE COMPANY		4/06/12	AMERICAN UNITED LIFE	8.33
			4/20/12	AMERICAN UNITED LIFE	8.33
	BLUE CROSS BLUE SHIELD OF KS		4/20/12	BLUE CROSS BLUE SHIELD	27.87
	CITY OF JUNCTION CITY		4/06/12	TELEPHONE REIMBURSEMENT	6.63
			4/20/12	TELEPHONE REIMBURSEMENT	6.63
	DELTA DENTAL (PAYROLL)		4/06/12	DELTA DENTAL OF KANSAS	8.00
			4/20/12	DELTA DENTAL OF KANSAS	8.00
	KANSAS DEPT OF REVENUE		4/20/12	STATE WITHHOLDING	44.42
	KANSAS PUBLIC EMPLOYEES		4/20/12	KPERS #1	28.61
			4/20/12	KPERS #2	27.52
	UNITED WAY OF JUNCTION CITY-GEARY COUN		4/20/12	UNITED WAY	1.25
			TOTAL:		366.52
STORM WATER MANAGEMENT STORM WATER	INTERNAL REVENUE SERVICE		4/20/12	SOCIAL SECURITY WITHHOLDIN	70.56
			4/20/12	MEDI CARE WITHHOLDING	16.49
	BLUE CROSS BLUE SHIELD OF KS		4/20/12	BLUE CROSS BLUE SHIELD	111.48
	DELTA DENTAL (PAYROLL)		4/06/12	DELTA DENTAL OF KANSAS	16.20
			4/20/12	DELTA DENTAL OF KANSAS	16.20
	KANSAS PUBLIC EMPLOYEES		4/20/12	KPERS #1	52.49
			4/20/12	KPERS #2	33.67
			TOTAL:		317.09
ECONOMIC DEVELOPMENT	ECONOMIC DEVELOPME	CENTURYLINK COMMUNICATION, INC.	4/10/12	EDC	39.67
	TELEPLUS SOLUTIONS		4/15/12	Cancel call Forward 762-19	1.04
			4/15/12	Cancel Centrex Trunk -762-	6.72
			TOTAL:		47.43

DEPARTMENT	FUND	VENDOR NAME	DATE	DESCRIPTION	AMOUNT
SPECIAL HIGHWAY	SPECIAL HIGHWAY FUND	CENTURYLINK COMMUNICATION, INC.	4/10/12	ENGINEERING	49.59
				TOTAL:	49.59
NON-DEPARTMENTAL	SANITATION FUND	INTERNAL REVENUE SERVICE	4/20/12	FEDERAL WITHHOLDING	145.11
			4/20/12	SOCIAL SECURITY WITHHOLDING	73.54
			4/20/12	MEDICARE WITHHOLDING	25.39
		ING LIFE INSURANCE & ANNUITY COMPANY	4/20/12	ING	26.63
		AMERICAN UNITED LIFE INSURANCE COMPANY	4/06/12	AMERICAN UNITED LIFE	6.87
			4/20/12	AMERICAN UNITED LIFE	6.87
		BLUE CROSS BLUE SHIELD OF KS	4/20/12	BLUE CROSS BLUE SHIELD	37.55
			4/20/12	BLUE CROSS BLUE SHIELD	63.36
			4/20/12	BLUE CROSS BLUE SHIELD	22.28
		CITY OF JUNCTION CITY	4/20/12	TELEPHONE REIMBURSEMENT	1.28
			4/06/12	TELEPHONE REIMBURSEMENT	1.99
			4/20/12	TELEPHONE REIMBURSEMENT	1.99
		DELTA DENTAL (PAYROLL)	4/06/12	DELTA DENTAL OF KANSAS	9.60
			4/20/12	DELTA DENTAL OF KANSAS	9.60
		KANSAS DEPT OF REVENUE	4/20/12	STATE WITHHOLDING	69.25
		KANSAS PUBLIC EMPLOYEES	4/20/12	KPERS #1	52.32
			4/20/12	KPERS #2	36.01
		FLEXIBLE SPENDING ACCOUNT #41807030	4/20/12	FIRST STATE BANK	25.00
		AMERICAN FAMILY LIFE ASSURANCE COMPANY	4/06/12	AFLAC	1.42
			4/20/12	AFLAC	1.42
		UNITED WAY OF JUNCTION CITY-GEARY COUN	4/20/12	UNITED WAY	1.35
				TOTAL:	618.83
SANITATION ADMINISTRATION	SANITATION FUND	INTERNAL REVENUE SERVICE	4/20/12	SOCIAL SECURITY WITHHOLDING	108.51
			4/20/12	MEDICARE WITHHOLDING	25.36
		BLUE CROSS BLUE SHIELD OF KS	4/20/12	BLUE CROSS BLUE SHIELD	22.30
			4/20/12	BLUE CROSS BLUE SHIELD	22.30
			4/20/12	BLUE CROSS BLUE SHIELD	89.20
		DELTA DENTAL (PAYROLL)	4/06/12	DELTA DENTAL OF KANSAS	19.44
			4/20/12	DELTA DENTAL OF KANSAS	19.44
			4/06/12	DELTA DENTAL OF KANSAS	4.92
			4/20/12	DELTA DENTAL OF KANSAS	4.92
		KANSAS PUBLIC EMPLOYEES	4/20/12	KPERS #1	96.01
			4/20/12	KPERS #2	44.04
		INCODE	4/13/12	Web - Utilities Inquiry -	106.66
				TOTAL:	563.10
NON-DEPARTMENTAL	DRUG & ALCOHOL ABUSE	INTERNAL REVENUE SERVICE	4/20/12	FEDERAL WITHHOLDING	305.41
			4/20/12	MEDICARE WITHHOLDING	29.90
		BLUE CROSS BLUE SHIELD OF KS	4/20/12	BLUE CROSS BLUE SHIELD	37.16
		JUNCTION CITY POLICE	4/20/12	JCPOA	20.00
		KANSAS DEPT OF REVENUE	4/20/12	STATE WITHHOLDING	112.39
		KANSAS PUBLIC EMPLOYEES	4/20/12	KP&F	146.94
				TOTAL:	651.80
DRUG & ALCOHOL ABUSE	DRUG & ALCOHOL ABUSE	INTERNAL REVENUE SERVICE	4/20/12	MEDICARE WITHHOLDING	29.90
		BLUE CROSS BLUE SHIELD OF KS	4/20/12	BLUE CROSS BLUE SHIELD	148.66
		DELTA DENTAL (PAYROLL)	4/06/12	DELTA DENTAL OF KANSAS	10.94
			4/20/12	DELTA DENTAL OF KANSAS	10.94
		KANSAS PUBLIC EMPLOYEES	4/20/12	KP&F	347.21
				TOTAL:	547.65
NON-DEPARTMENTAL	SPECIAL LE TRUST FUND	INTERNAL REVENUE SERVICE	4/20/12	FEDERAL WITHHOLDING	37.32

DEPARTMENT	FUND	VENDOR NAME	DATE	DESCRIPTION	AMOUNT
			4/20/12	SOCIAL SECURITY WITHHOLDIN	21.59
			4/20/12	MEDI CARE WITHHOLDING	7.45
		BLUE CROSS BLUE SHIELD OF KS	4/20/12	BLUE CROSS BLUE SHIELD	18.58
		DELTA DENTAL (PAYROLL)	4/06/12	DELTA DENTAL OF KANSAS	5.33
			4/20/12	DELTA DENTAL OF KANSAS	5.33
		KANSAS DEPT OF REVENUE	4/20/12	STATE WITHHOLDING	15.18
		KANSAS PUBLIC EMPLOYEES	4/20/12	KPERS #1	21.85
		FLEXIBLE SPENDING ACCOUNT #41807030	4/20/12	FIRST STATE BANK	8.34
				TOTAL:	140.97
SPECIAL LAW ENFORCEMEN	SPECIAL LE TRUST F	INTERNAL REVENUE SERVICE	4/20/12	SOCIAL SECURITY WITHHOLDIN	31.86
			4/20/12	MEDI CARE WITHHOLDING	7.45
		MIKE LIFE	4/13/12	DTF BUY MONEY	1,000.00
		BLUE CROSS BLUE SHIELD OF KS	4/20/12	BLUE CROSS BLUE SHIELD	74.33
		CENTURY LINK	4/23/12	MO41702625 DTF PHONE SERVI	38.31
		DELTA DENTAL (PAYROLL)	4/06/12	DELTA DENTAL OF KANSAS	10.80
			4/20/12	DELTA DENTAL OF KANSAS	10.80
		KANSAS PUBLIC EMPLOYEES	4/20/12	KPERS #1	40.09
		MONTGOMERY COMMUNICATIONS INC	4/18/12	11CV329 SEIZURE AFFIDAVIT	346.94
			4/18/12	12CV42 SEIZURE AFFIDAVIT	372.59
		CARD CENTER	4/11/12	EXXON-TK-4 TRNG #719	4.87
			4/11/12	EXXON-TK-4 TRNG #719	1.79
			4/11/12	DICKS SPORT-WEIGHT BENCH	249.99
			4/11/12	WMART-MATS FITNESS ROOM	15.94
			4/16/12	KNOA MEMBERSHIPS	40.00
			4/16/12	QUANTICO-2 PT SLNG BK - TR	230.93
			4/16/12	GRAINGER-SLEEVE/GLOVE TRU	112.65
			4/16/12	597J&R-LOF, TIRE ROTATE #2	65.30
			4/16/12	599J&R-LOF, TIRE ROTATE #23	61.16
			4/16/12	591J&R-LOF, TIRE ROTATE #2	76.55
			4/16/12	15854 SHELL - FUEL @ DELIV	40.00
			4/16/12	15594 SHELL - FUEL KBI TOU	95.00
			4/16/12	636J&R-A/C SERVICE #220	68.48
			4/16/12	HOME DEPOT-WEIGHT RM SHELF	42.51
			4/16/12	364020 ED ROEHR-TASER CART	145.80
			4/16/12	PCNATION-GPS NAVI GATOR #22	154.80
			4/16/12	59754 YESCOMUSA-WINCH #222	499.99
			4/16/12	F&S-REMOTE BATTERY #222	4.99
			4/16/12	32812 ER DETAIL-DETAIL #22	175.00
				TOTAL:	4,018.92
LAW ENFORCEMENT TRAIN	LAW ENFORCEMENT TR	CARD CENTER	4/11/12	LORMAN-USE OF FORCE	62.18
			4/11/12	EXXON-TK-4 TRNG #719	4.87
			4/11/12	EXXON-TK-4 TRNG #719	1.79
			4/11/12	CIRCLEK-INTERVIEW TRNG #73	39.48
			4/11/12	IA PUBLIC DEF TRNG-INT TRN	125.00
			4/11/12	EZ GO-INTERVIEW TRAINING #	44.43
			4/11/12	CASEYS-INTERVIEW TRNG #739	36.16
			4/11/12	IA PUBLIC DEF-INT TRNG/CAN	125.00-
			4/11/12	KFC-DESERT SNOW TRNG #139/	15.14
			4/11/12	SHELL-DESERT SNOW TRNG #13	54.45
			4/11/12	WENDY-DESERT SNOW TRNG#139	15.15
			4/11/12	HARD ROCK-DESERT SNOW #139	35.00
			4/11/12	TOBYKEITH-DESERT SNOW #139	30.00
			4/11/12	REDLOBSTER-DESERT SNOW #13	59.35
			4/11/12	MCDONALD-DESERT SNOW #139/	8.40

DEPARTMENT	FUND	VENDOR NAME	DATE	DESCRIPTION	AMOUNT
			4/11/12	TOBYKEITH-DESERT SNOW #139	27.14
			4/11/12	MCDON-DESERT SNOW TRNG #13	9.70
			4/11/12	SHOGUN STEAK-DESERT SNOW13	36.75
			4/11/12	MCDON-DESERT SNOW TRNG#139	9.25
			4/11/12	NCEA-DESERT SNOW TRNG#139/	295.00
			4/11/12	LONGHRNSTEAK-DESERT SNOW13	50.00
			4/11/12	TRIPCO-DESERT SNOW TRNG#13	14.02
			4/11/12	QT-DESERT SNOW TRNG #139/3	55.91
			4/11/12	HARDROCKHOTEL-DESERT SNO13	424.00
			4/11/12	GODREYS-GLOCK .22 CONV KIT	750.00
			4/16/12	KNOA CONFERENCE FEES	260.00
			4/16/12	LENEXA PD-INT & INT TRNG #	595.00
			4/16/12	WMART-COFFEE/JUICE-DEATH I	38.14
			4/16/12	CASEY-DONUTS DEATH INV TRN	68.92
			TOTAL:		3,040.23

===== FUND TOTALS =====

01	GENERAL FUND	281,474.51
02	GRANTS	8,825.60
10	SPIN CITY	2,491.44
12	BOND & INTEREST	30,146.07
15	WATER & SEWER FUND	29,670.28
17	ROLLING MEADOWS GOLF FUND	189.29
18	STORM WATER	683.61
19	ECONOMIC DEVELOPMENT	47.43
22	SPECIAL HIGHWAY FUND	49.59
23	SANITATION FUND	1,181.93
47	DRUG & ALCOHOL ABUSE FUND	1,199.45
50	SPECIAL LE TRUST FUND	4,159.89
54	LAW ENFORCEMENT TRAINING	3,040.23

 GRAND TOTAL: 363,159.32

SELECTION CRITERIA

SELECTION OPTIONS

VENDOR SET: 01-CITY OF JUNCTION CITY, KS
VENDOR: ALL
CLASSIFICATION: ALL
BANK CODE: ALL
ITEM DATE: 0/00/0000 THRU 99/99/9999
ITEM AMOUNT: 9,999,999.00CR THRU 9,999,999.00
GL POST DATE: 0/00/0000 THRU 99/99/9999
CHECK DATE: 4/10/2012 THRU 4/23/2012

PAYROLL SELECTION

PAYROLL EXPENSES: NO
CHECK DATE: 0/00/0000 THRU 99/99/9999

PRINT OPTIONS

PRINT DATE: GL Post Date
SEQUENCE: By Department
DESCRIPTION: Distribution
GL ACCTS: NO
REPORT TITLE: APPROPRIATIONS- APR 10-APR 23 2012-CS
SIGNATURE LINES: 0

PACKET OPTIONS

INCLUDE REFUNDS: YES
INCLUDE OPEN ITEM: NO

Backup material for agenda item:

- b. Consideration of the April 17, 2012 City Commission Meeting Minutes.

CITY COMMISSION MINUTES

April 17, 2012

7:00p.m.

The regular meeting of the Junction City Commission was held on Tuesday, April 17, 2012 with Mayor Pat Landes presiding.

The following members of the Commission were present: Cecil Aska, Scott Johnson, Pat Landes, Jim Sands, and Jack Taylor. Staff present was: City Manager Vernon, City Attorney Logan, and City Clerk Tyler Ficken.

CONSENT AGENDA

Consideration of Appropriation Ordinance A-8 dated February March 27 – 2012 through April 9, 2012 in the amount of \$440,940.07. Commissioner Aska moved, seconded by Commissioner Johnson to approve the Consent Agenda as presented. Ayes: Aska, Johnson, Landes, Sands, Taylor, Nays: none. Motion carried.

Consideration of the April 3, 2012 Commission Meeting Minutes. Commissioner Aska moved, seconded by Commissioner Johnson to approve the Consent Agenda as presented. Ayes: Aska, Johnson, Landes, Sands, Taylor, Nays: none. Motion carried.

Consideration and approval for a temporary Cereal Malt Beverage License to be granted to Sundown Salute for the Mud Bog that will be held in the 900-1000 block of Grant Ave. on May 5, 2012. Commissioner Aska moved, seconded by Commissioner Johnson to approve the Consent Agenda as presented. Ayes: Aska, Johnson, Landes, Sands, Taylor, Nays: none. Motion carried.

Unpaid water bills – Sending to setoff/Collections for \$15,153.85. Commissioner Aska moved, seconded by Commissioner Johnson to approve the Consent Agenda as presented. Ayes: Aska, Johnson, Landes, Sands, Taylor, Nays: none. Motion carried.

SPECIAL PRESENTATIONS

Presentation from Carter Oliver of the VFW to Voice of Democracy winners. VFW representatives made presentation to Voice of Democracy winners.

Presentation from Tim Brown, Chief of Police to Candace Garcia and Michael Blewett, Jr. Chief Brown made presentation to Candace Garcia and Michael Blewett, Jr.

Arbor Day Proclamation to be presented by Mayor Landes and also a framed Arbor Day poster presented to Norma Rauda. Mayor Landes presented

Proclamation, and Ray Ibarra presented framed poster for Arbor Day poster contest winner.

Presentation by Columbia Capital Management, City's Financial Advisor, Presentation by Developer, followed by Public Hearing on Dick Edwards TIF Plan. Commissioner Johnson stated that Dick Edwards should be considered for this because property taxes are high. Mr. White with Columbia Capital stated that the presentation includes assumptions based on the loan package provided by the bank. Commissioner Johnson asked if the City is on the hook to pay for the bonds if the project defaults. Mr. Whites stated that the City is not obligated to pay the bonds, but the bonds are in the City's name, and it would make it difficult to sell the same bonds in the future. Commissioner Taylor asked if the School District would vote on this item. City Attorney Logan stated that the protest period has lapsed; the County can provide additional tax revenue for the project if they vote to do so. Mayor Landes asked how the City can protect the tax base. Mr. White stated that the community will eventually benefit will, and there have been assurances that the dealership will remain on Grant Ave. Mr. White stated that the project can view both facilities as one, and capture revenues above a certain amount. Mayor Landes asked how people generally feel about using tax dollars for these types of projects. Mr. White stated that it is important to determine the amount of incentive that will bring the developer in, so the correct amount can be provided, and not more incentive than necessary. Commissioner Johnson stated that all of these funds should go to the business owner because they are doing the work. Commissioner Taylor asked how costs for surrounding improvements would be considered. City Attorney Logan stated that additional costs would be included in the development agreement. Commissioner Aska asked if the proposed land values were appropriate. Mr. Froggate representing the developer stated that is business did exceptionally well the project could be paid off early. Commissioner Jonson stated that this land is not included in the NRP plan area. Mayor Landes opened the public hearing. John Stewart asked if TIF would be offered to additional businesses within the district. City Attorney Logan stated that the additional businesses would provide tax revenue to the original TIF. Mr. Gerloff stated that he attended meetings on the US 77 development, and his understanding was that the project would not begin until 2017. Mayor Landes stated that improvements will make the area safer. Commissioner Taylor asked if the EDC reviewed the project. Commissioner Johnson stated that the EDC held a similar discussion, and the EDC voted to approve the project. Commissioner Aska moved, seconded by Commissioner Johnson to adjourn the public hearing. Ayes: Aska, Johnson, Landes, Sands, Taylor. Nays: none. Motion carried. City attorney Logan stated that the City and County can approve plans at joint or separate meetings. At the meeting planned for April 30, 2012 at 4:00 PM in the County meeting chamber, a more precise plan will be presented.

APPOINTMENTS

Consideration of Candidates for reappointment to the Board of Trustees of the Dorothy Bramlage Public Library. Commissioner Taylor moved, seconded by Commissioner Sands to approve the appointments as recommended. Ayes: Aska, Johnson, Landes, Sands, Taylor. Nays: none. Motion carried.

NEW BUSINESS

Mayor Landes turned the meeting over to Finance Director Beatty.

Commissioner Sands nominated Commissioner Landes for Mayor. Finance Director Beatty called for a vote for the selection of Commissioner Landes as Mayor for a term ending April of 2013. Ayes: Aska, Johnson, Landes, Sands. Nays: Taylor. Motion carried. Commissioner Taylor stated that his nay vote was not personal, but he would like to see a rotation at the Mayor position.

Election of Vice Mayor. Mayor Landes asked the Commissioners for a nomination for Vice Mayor. Commissioner Johnson nominated Commissioner Taylor for Vice Mayor. Commissioner Taylor removed his name from consideration for the aforementioned reason. Commissioner Aska nominated Commissioner Sands. Mayor Landes called for a vote for the selection of Commissioner Sands as Vice Mayor for a term ending April of 2013. Ayes: Aska, Johnson, Landes, Sands, Taylor. Nays: none. Motion carried.

Commission appointment of official City Newspaper (Daily Union). Commissioner Johnson moved, seconded by Commissioner Taylor to approve the appointment of the Daily Union as the official City newspaper.

Appointment of Commissioners to City Boards by Mayor Landes

1. Health Board – Commissioner Taylor
2. Economic Development Commission – Commissioner Aska
3. Convention and Visitors Bureau – Mayor Landes
4. Animal Shelter – Commissioner Johnson
5. Military Affairs – Commissioner Sands

Designation of area of representation: Northwest, Northeast, Southwest, Southeast. Mayor Landes assigned the following City Commissioners to their area of representation:

Commissioner Aska	Northwest
Commissioner Sands	Northeast
Commissioner Johnson	Southwest
Commissioner Taylor	Southeast

Discussion of Election of Series A representative to Board of Directors of Edenspace. Commissioner Johnson stated that the stock is not worth anything. City Attorney Logan stated that this is a startup company that went south. City

Attorney Logan stated that the Commission will be asked to take action on the election at their next meeting.

Consideration and approval of the 2012 Street Maintenance Project, List of Project Recommendations \$69,760.52. Assistant City Manager McCaffery stated that a Paver program is being used to determine street needs. Mayor Landes asked if the expenditure was approved in the 2012 budget. Assistant City Manager McCaffery stated that the project is included in the 2012 budget. Commissioner Taylor asked if St. Mary's Rd. has been fixed. Assistant City Manager McCaffery stated that the St. Mary's project is included in the 2011 project which will be completed within weeks. Commissioner Johnson asked why some of the streets being repaired are new. Assistant City Manager McCaffery stated that weeds and street cuts have taken a toll on the roads, and they need to be sealed to prevent further damage. Commissioner Taylor moved, seconded by Commissioner Sands to approve the 2012 Street Maintenance Project. Ayes: Aska, Johnson, Landes, Sands, Taylor. Nays: none. Motion carried.

Consideration and approval of a contract amendment for the 2011 Street Maintenance Project, Schedule No. 2, with Vance Brothers, Inc. in amount of \$17,027.00. Commissioner Taylor moved, seconded by Commissioner Johnson to approve a contract amendment for the 2011 Street Maintenance Project, Schedule No. 2, with Vance Brothers, Inc. in amount of \$17,027.00. Ayes: Aska, Johnson, Landes, Sands, Taylor. Nays: none. Motion carried.

Discussion of the change in policy to sell water to private developments outside the corporate city limits. Commissioner Johnson stated that he wanted to bring this item up because he would like to develop wild residential areas west of town; Commissioner Johnson stated that City taxes are high, and the only thing the City offers of value is water, and so it should be sold. Mayor Landes stated that it presents a problem if the City can pick and choose which developments outside the City get water. Commissioner Johnson stated that in a conversation with City Manager Vernon, county residents were called parasites, and he is simply looking for a way to develop property in a way that is new and different. Commissioner Aska stated that he can envision problems with selling to people outside the City limits. Finance Director Beatty stated that when Cities look to sell water to developments outside the City, it runs the risk of being sued by water districts; she experienced this previously. Commissioner Johnson stated that everything in town has to be an uphill battle, and City staff does nothing to create jobs.

COMMISSIONER COMMENTS

Commissioner Aska reminded everyone that Saturday is the City Cleanup day.

Commissioner Johnson reminded everyone that the budget season is coming up soon.

Commissioner Taylor asked where the City Manager is at. Finance Director Beatty stated that City Manager Vernon is attending a conference in Kansas City.

Commissioner Sands stated that people need to pick up their dog's messes at Homer's pond, and other City parks. He asked Chief Brown to bust these people. Commissioner Sands stated that he attended the Chamber Women and Minority business owner meeting, and it was good. Commissioner Sands stated that he believes the Dick Edwards project is good, but it needs to be examined in detail.

STAFF COMMENTS

Finance Director Beatty stated that people are meeting at Spin City at 8:00 AM for the City Wide cleanup. Finance Director Beatty stated that she attended a meeting regarding Bond record keeping, and the City will have a lot of work to do to get records in order in the event of an audit.

Assistant City Manager McCaffery stated that he is happy to be back to work after his surgery.

EXECUTIVE SESSION

Executive session to discuss issues of attorney client privilege. Commissioner Sands moved, seconded by Commissioner Aska to adjourn into executive session to include the Commission, City Attorney Logan, and Finance Director Beatty for 15 minutes at 10:51 PM. Ayes: Aska, Johnson, Landes, Sands, Taylor. Nays: none. Motion carried. Commissioner Sands moved, seconded by Commissioner Aska to adjourn from executive session at 11:06 PM where no decisions were made and no actions were taken.

ADJOURNMENT

Commissioner Sands moved, seconded by Commissioner Johnson to adjourn at 11:07 p.m. Ayes: Aska, Johnson, Landes, Sands, Taylor. Nays: none. Motion carried.

APPROVED AND ACCEPTED THIS 1st DAY OF MAY AS THE OFFICIAL COPY OF THE JUNCTION CITY COMMISSION MINUTES FOR APRIL 17, 2012.

Tyler Ficken, City Clerk

Pat Landes, Mayor

Backup material for agenda item:

- c. Consideration of 2012 Justice Assistance Grant (JAG) application.

City of Junction City

City Commission

Agenda Memo

May 1, 2012

From: Tim Brown, Chief of Police
To: Gerry Vernon, City Manager
Subject: 2012 Edward Byrne Memorial Justice Assistance Grant (JAG)

Objective: The Police Department seeks approval to apply for the 2012 Edward Byrne Memorial Justice Assistance Grant (JAG) through the U.S. Department of Justice - Office of Justice Programs - Bureau of Justice Assistance.

Explanation of Issue: The Police Department is eligible to apply for grant funding through the 2012 Edward Byrne Memorial Justice Assistance Grant (JAG). The amount of the award is \$17,164.00. Two thirds of the award, \$11,442.67 is to be allocated to the Junction City Police Department and one third of the award, \$5,721.33 is to be allocated to the Geary County Sheriffs Office. The Police Department would use funding to purchase S.W.A.T. equipment, an animal netting system and an interview room camera system. The Sheriffs Office would use funding to purchase laptop computers. The grant requires a public hearing and a Memorandum of Understanding between the City of Junction City and Geary County. A Public Hearing was held at the Geary County Commission meeting on April 23, 2012.

Budget Impact: The grant requires no matching funds and, therefore, has no budgetary impact.

Alternatives: The Commission may approve or deny the application.

Special Considerations: There are no special considerations.

Recommendation: Staff recommends a motion to proceed with the application for the 2012 Justice Assistance Grant.

Enclosures: Memorandum of Understanding

INTERLOCAL AGREEMENT

THIS INTERLOCAL SERVICE AGREEMENT BY AND BETWEEN THE CITY OF JUNCTION CITY, KANSAS AND GEARY COUNTY, KANSAS IS ENTERED INTO THIS 23rd DAY OF APRIL 2012, UNDER THE AUTHORITY ON BOTH MUNICIPALITY'S HOME RULE POWERS, POLICE POWERS AND K.S.A. 12-2908 FOR THE PURPOSE OF DESCRIBING AND DEFINING THE PARTIES RESPECTIVE DUTIES AND RESPONSIBILITIES REGARDING THE 2012 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) PROGRAM AWARD.

WHEREAS, the City of Junction City, Kansas on the one hand, and Geary County, Kansas on the other, in performing governmental functions or in paying for the performance of governmental functions, hereunder, shall make that performance or those payments from current revenues legally available to that party: and

WHEREAS, each governing body finds that the performance of this Agreement is in the best interests of both parties, that the undertaking will benefit the public, and that the division of costs fairly compensates the performing party for the services or functions under this agreement: and

WHEREAS, the 2012 annual JAG award totals \$17,164.00.

WHEREAS, the aforesaid City agrees to provide the County \$5,721.33 from the JAG award for the 2012 Law Enforcement Programs project:

WHEREAS, the City and County believe it to be in their best interest to reallocate the JAG funds.

NOW THEREFORE, the County and City agree as follows:

Section 1.

City agrees to pay County a total of \$5,721.33 of JAG funds.

Section 2.

County agrees to use \$5,721.33 for the 2012 JAG Law Enforcement Programs Project until September 30, 2016.

Section 3.

City agrees to act as the applicant/fiscal agent for the award.

Section 4.

Nothing in the performance of this Agreement shall impose any liability for claims against either the aforesaid City or County or both other than claims for which liability may be imposed by the Kansas Tort Claims Act.

Section 5.

The aforesaid City and County will be responsible for its own actions in providing services under this agreement and shall not be liable for any civil liability that may arise from the furnishing of the services by the other party.

Section 6.

The aforesaid City and County do not intend for any third party to obtain a right by virtue of this Agreement.

Section 7.

By entering into this Agreement, the aforesaid City and County do not intend to create any obligations express or implied other than those set out herein; further, this Agreement shall not create any rights in any party not a signatory hereto.

CITY OF JUNCTION CITY, KANSAS

By _____
Pat Landes, Mayor

Attest:

TYLER FICKEN, City Clerk



**BOARD OF COUNTY COMMISSIONERS OF
GEARY COUNTY, KANSAS**

By *Florence C. Whitebread*
Florence Whitebread, Chairperson

Attest:

Rebecca Bossemeyer
REBECCA BOSSEMEYER, County Clerk

Backup material for agenda item:

- a. Peace Officers' Memorial Day and Police Week Proclamation presented by Mayor Landes

City of Junction City

City Commission

Agenda Memo

05-01-12

From: Tim Brown, Chief of Police
To: Gerry Vernon, City Manager
Subject: Peace Officers' Memorial Day and Police Week Proclamation

Objective: To proclaim the week of May 13 to 19, 2012 National Police Week and May 15 Peace Officers' Memorial Day.

Explanation of Issue: The Congress of the United States by Resolution passed in October 1962, designated May 15th of each year as "Peace Officers' Memorial Day" and the week in which the 15th falls as "Police Week".

Junction City Police Officers currently serve our community combating crime and assisting the general public on a daily basis. The safety and well being of the citizens of this community are in the hands of these dedicated law enforcement personnel. The importance of their pursuit of justice is acknowledged.

Further, by Public Law 103-322(36 U.S.C. 175) it is directed that the flag be flown at half-staff on Police Officers' Memorial Day.

Budget Impact: There is no impact on the budget.

Alternatives: The Commission may approve, deny, or postpone the proclamation.

Special Considerations: There are no special considerations.

Recommendation: Staff recommends approval for the proclamation and recognition of May 13 to 19, 2012 as "Police Week" and May 15 as Peace Officers' Memorial Day.

Suggested Motion:

Move to approve the proclamation and recognition of May 13 to 19, 2012 as "Police Week" and May 15 as Peace Officers' Memorial Day.

Enclosures: Proclamation

**PROCLAMATION
PEACE OFFICERS' MEMORIAL DAY
&
POLICE WEEK**

***WHEREAS**, The Congress of the United States by Resolution passed in October 1962, designated May 15th of each year as "Peace Officers' Memorial Day" and the week in which the 15th falls as "Police Week", and*

***WHEREAS**, all Junction City Police Officers currently serve our community Combating crime and assisting the general public on a daily basis; and*

***WHEREAS**, the safety and well being of the citizens of this community are in the Hands of these dedicated law enforcement personnel and we acknowledge the importance of their pursuit of justice;*

NOW, THEREFORE I, Pat Landes, Mayor of the City of Junction City, Kansas, do hereby proclaim

***May 15th, 2012
PEACE OFFICERS' MEMORIAL DAY
&
May 13th - 19th, 2012
POLICE WEEK***

***FURTHER**, by Public Law 103-322(36 U.S.C. 175) it is directed that the flag be flown at half-staff on Police Officers' Memorial Day.*

***GIVEN**, under my hand and official this 1st day of May 2012*

Mayor Pat Landes

ATTEST:

Tyler Ficken, City Clerk

Backup material for agenda item:

- b. City Attorney Presentation Ethics; State Law and City Ethics Policy.

City of Junction City

City Commission

Agenda Memo

May 1, 2012 Meeting Date

From: Katie Logan, City Attorney
To: City Commission & Gerry Vernon, City Manager
Subject: City Ethics Policy
Dated: April 25, 2012

Issue: The City Ethics Policy, a copy of which is attached to this Agenda Memo, was adopted by the City Commission in 2008.

This Policy was drafted by me, based upon policies used by other Kansas cities. It was discussed, amended and approved in its final form as City Policy Resolution 08-01, approved August 19, 2008.

The City's ethics policy includes conflicts of interest, also governed by state statutes applicable to local officials. Those state statutes are summarized in the "Ethics" presentation being given this evening.

The state statutes require local elected officials to:

- (a) file and maintain current statements of "substantial interest",
- (b) Abstain from voting on matters involving contracts if they have an "interest"
- (c) On matters not involving contracts, to disclose any interest, and on such matters, abstain unless any interest has been fully disclosed.

The City's policy is broader, and includes a requirement for elected officials to abstain from participation in any matter (contract and non-contract) in which the official has an "interest."

One clean up item which the commission might consider is to make the definitions of "interest" consistent in state statute and the policy – as noted in the presentation.

If there are any other amendments to the current policy which the Commission wishes to propose or consider, staff can review and bring an amended Ethics Policy forward at a future meeting.

Enclosures:

City Policy Resolution 08-01
Power Point Presentation Ethics

ETHICS

City Commission Junction City, Kansas

Katie Logan, City Attorney
Lathrop & Gage, LLP

May 1, 2012

- City Ethics Policy Resolution 08-01
- State Statute

PURPOSES

- Disclosure of conflicts of interests
- Restrict decision making authority to matters in which decision maker does not have a conflict of interest

Disclosure Requirements

State Statutes

KSA 75-4302a – local elected officials

- Candidates for elected office are required to file a “statement of substantial interests” on forms prescribed by the state governmental ethics commission in the office where declarations of candidacy for the local governmental office sought or held by the individual are required to be filed.
- If there is a change in your statement of substantial interests in any calendar year, you are required to file a new statement between April 15 and April 30 of the following year.

Disclosure Requirements

State Statute, con't

If SSI not filed or current

KSA 75-4305

If an SSI is not on file, or is not current as to a particular business interest of a local officer or employee, before acting upon any matter which will affect any business in which the officer or employee has a substantial interest, file a written report of the nature of the interest with the county election officer of the county in which is located all or the largest geographical part of the officer's or employee's governmental subdivision.

This section is not violated if the officer or employees abstains from any action on the matter.

Disclosure Requirements, con't

City Ethics Policy No. 08-01

SECTION 4: DISCLOSURE OF INTEREST

- Any member of the City Commission who has an interest in any proposed official act or action before the City Commission shall disclose on the record of the City Commission the nature and extent of such interest.
- Any other Public Official or employee who has an interest in any proposed official act or action of the City Commission and who participates in discussion with or gives an official opinion or recommendation to the City Commission shall disclose on the record of the City Commission the nature and extent of such interest.

“Interests” Defined

- Ownership of a Business
KSA 75-4302a and Policy 08-01:

If an individual or an individual's spouse, either individually or collectively, has owned within the preceding 12 months a legal or equitable interest exceeding \$ 5,000 or 5% of any business, whichever is less, the individual has a substantial interest in that business.

“Interests” Defined

- Income from Business
- KSA 75-4302a and Policy 08-01:

If an individual or an individual's spouse, either individually or collectively, has received during the preceding calendar year compensation which is or will be required to be included as taxable income on Federal income tax returns of the individual and spouse in an aggregate amount of two thousand dollars (\$2,000.00) from any business or combination of businesses, the individual has an interest in that business or combination of businesses.

“Interests” Defined

- Taxable Income from a Business
- KSA 75-4302a and Policy 08-01:

If an individual or an individual's spouse, either individually or collectively, has received during the preceding calendar year compensation which is or will be required to be included as taxable income on Federal income tax returns of the individual and spouse in an aggregate amount of two thousand dollars (\$2,000.00) from any business or combination of businesses, the individual has an interest in that business or combination of businesses.

“Interests” Defined

- Honoraria and gifts

KSA 75-4302a and Policy 08-01:

If an individual or an individual's spouse, either individually or collectively, has received in the preceding 12 months, without reasonable and valuable consideration, goods or services having an aggregate value of **\$ 500** or more from a business or combination of businesses, the individual has a substantial interest in that business or combination of businesses.

Note Policy 08-01 sets this limit at **\$1,000**.

“Interests” Defined

- Officer, Director or Owner of Business
KSA 75-4302a:

If an individual or an individual's spouse holds the position of officer, director, associate, partner or proprietor of any business, other than an organization exempt from federal taxation of corporations under section 501(c)(3), (4), (6), (7), (8), (10) or (19) of chapter 26 of the United States code, the individual has a substantial interest in that business, irrespective of the amount of compensation received by the individual or individual's spouse.

There is no specific counterpart in the City Policy

“Interests” Defined

- **Commissions**

KSA 75-4302a :

If an individual or an individual's spouse receives compensation which is a portion or percentage of each separate fee or commission paid to a business or combination of businesses, the individual has a substantial interest in any client or customer who pays fees or commissions to the business or combination of businesses from which fees or commissions the individual or the individual's spouse, either individually or collectively, received an aggregate of \$ 2,000 or more in the preceding calendar year.

There is no specific counterpart in the City Policy

MANDATORY ABSTENTION CONTRACTS State Statutes

KSA 75-4304 Same; making or participating in certain contracts prohibited; exceptions; abstaining from action.

- (a) No local governmental officer or employee shall, in the capacity of such an officer or employee, make or participate in the making of a contract with any person or business by which the officer or employee is employed or in whose business the officer or employee has a substantial interest.
- (b) No person or business shall enter into any contract where any local governmental officer or employee, acting in that capacity, is a signatory to or a participant in the making of the contract and is employed by or has a substantial interest in the person or business.
- (c) A local governmental officer or employee does not make or participate in the making of a contract if the officer or employee abstains from any action in regard to the contract.
- (d) This section shall not apply to the following:
 - (1) Contracts let after competitive bidding has been advertised for by published notice; and
 - (2) contracts for property or services for which the price or rate is fixed by law.
- (e) Any local governmental officer or employee who is convicted of violating this section shall forfeit the office or employment.

MANDATORY ABSTENTION

CONTRACTS

City Ethics Policy

Policy 08-02

Section 2

F. Interest in Public Contract: No City Official or employee shall, in his capacity as such officer or employee, make or participate in the making of a contract with any person or business by which he is employed or in whose business he has an interest, and no such person or business shall enter into any contract where any City Official or employee, acting in such capacity, is a signatory to or a participant in the making of such contract and is employed by or has an interest in such person or business. A City Official or employee does not make or participate in the making of a contract if he abstains from any action in regard to the contract. This subsection shall not apply for:

- A contract awarded through a process of public notice and competitive bidding;
- or
- Contracts for property or services for which the price or rate is fixed by law.

MATTERS NOT INVOLVING CONTRACTS
STATE STATUTE
ABSTENTION NOT REQUIRED IF INTEREST DISCLOSED

KSA 75-4305

If an SSL is not on file, or is not current as to a particular business interest of a local officer or employee, before acting upon any matter which will affect any business in which the officer or employee has a substantial interest, file a written report of the nature of the interest with the county election officer of the county in which is located all or the largest geographical part of the officer's or employee's governmental subdivision.

This section is not violated if the officer or employees abstains from any action on the matter.

MATTERS NOT INVOLVING CONTRACTS
CITY ETHICS POLICY
ABSTENTION MANDATORY UNLESS TRANSACTION IS SUCH
THAT IT CONFERS SAME OPPORTUNITY TO OTHERS SIMILARLY SITUATED

Policy 08-02
Section 2

G. Participation in Noncontract Transactions: A City Official or employee shall not participate or take any official act or action on any transaction involving the City which is noncontractual in nature when such City Official or employee has an interest, as defined in this Code of Ethics, in such transaction, person or business entity involved in the transaction. A City Official or employee does not participate or act if he abstains from all participation in the transaction.

INTEREST: Direct or indirect pecuniary or material benefit accruing to a public officer or employee as a result of a contract or transaction which is or may be the subject of an official act or action by or with the City, ***except for such contracts or transactions which by their terms and by the substance of their provisions confer the opportunity and right to realize the accrual of similar benefits to all other persons and/or property similarly situated.***

Example

- Examples of a non-contract matters covered by the exception:
 - City is considering action which affects multiple parcels of real estate, such as rezoning, annexation, NRP, and the elected official is one of multiple property owners who will be affected by the action.
 - City is considering an Ordinance which will affect certain types of businesses, perhaps a licensing ordinance for all plumbing contractors in the City, and the elected official owns or is employed by a plumbing contractor.

MISCELLANEOUS OTHER

Policy 08-01 prohibits city officials and employees from:

- Solicit employment or other favors from persons or entities contracting with city;
- Disclose information not open under KORA or KOMA;
- Without disclosure accept employment by or render services for a private interest when such actions would impair his independence of judgment in acting in his official capacity
- Appear before any City agency, board, or commission on behalf of any person other than himself or his family

MISCELLANEOUS OTHER

City Ethics Policy

The Focus of this Presentation is on conflicts of interest and abstention, but there are numerous other provisions of the City Ethics Policy, including prohibitions against:

- Request or permit unauthorized use of City equipment or property
- Grant any special consideration or treatment to any citizen beyond that which is available to every other citizen
- After termination of service appear before any City board, commission or agency in relation to any matter in which such person participated while an official or employee
- Solicit or accept gratuity or favor, payment or other thing of value in connection with proposals, contracts or other matters.

Sanctions

State Statutes

A violation of 75-4304 – mandatory abstention from matters involving contracts if officer or employee has an “interest” is a class B misdemeanor, and any local governmental officer or employee who is convicted of violating that section shall forfeit the office or employment.

A violation of 75-4305 – failure to disclose an interest in noncontract matters or to abstain if interest has not been disclosed, is a class B misdemeanor

Sanctions State Statutes

Other Sanctions permitted under State Law

KSA 60-1205, Ouster from Public Office - In action initiated by the County Attorney or Attorney General:

"Every person holding any office of trust or profit, under and by virtue of any of the laws of the state of Kansas, either state, district, county, township or city office, except those subject to removal from office only by impeachment, who shall (1) willfully misconduct himself or herself in office, (2) willfully neglect to perform any duty enjoined upon him or her by law, or (3) who shall commit any act constituting a violation of any penal statute involving moral turpitude, shall forfeit his or her office and shall be ousted from such office in the manner hereinafter provided."

KSA 25-4301 Recall – In action initiated by the voters.

Sanctions

City Ethics Policy

Policy 08-01 SECTION 7: VIOLATIONS AND PENALTIES.

A. Any City Official or employee who willfully and knowingly violates any of the provisions of this Code of Ethics shall be subject to the following penalties:

1. Warning.
2. Reprimand.
3. Censure.
4. In the case of appointed members of any agency, board, commission, committee, task force or other City government bodies, removal from such position.
5. In the case of City employees, initiation of discipline pursuant to the City of Junction City Employee's Handbook, as amended from time to time.
6. In the case of members of the City Commission, submission to the Attorney General of Kansas or Geary County Attorney of a request for review, investigation and appropriate action pursuant to State law.

Questions?

POLICY RESOLUTION NO. 08-01

A POLICY RESOLUTION ADOPTING A CODE OF ETHICS FOR CITY OFFICIALS AND CITY EMPLOYEES

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF JUNCTION CITY, KANSAS, THAT THE FOLLOWING CODE OF ETHICS IS HEREBY ADOPTED AND INCLUDED IN THE OFFICIAL POLICIES OF THE CITY:

CODE OF ETHICS

SECTION 1. DECLARATION OF POLICY

The proper operation of democratic government requires that public officials and employees be independent, impartial and responsible to the people, that government decisions and policy be made in proper channels of the governmental structure, that public office not be used for personal gain, and that the public have confidence in the integrity of its government. In recognition of these goals, a Code of Ethics for all City officials and employees is adopted. The purpose of this Code of Ethics is to establish guidelines for ethical standards of conduct for all such officials and employees by setting forth those acts or actions that are incompatible with the best interests of the City and by directing disclosure by such officials and employees of private financial or other interests in matters affecting the City.

SECTION 2: CODE OF ETHICS ESTABLISHED

The requirements herein set forth shall constitute a Code of Ethics establishing reasonable standards and guidelines for the ethical conduct of City Officials and employees of the City.

- A. Interest in Contract or Transaction: No City Official or employee having the power or duty to perform an official act or action related to a contract or transaction which is or may be the subject of an official act or action of the City shall:
1. Have or thereafter acquire an interest in such contract or transaction; or
 2. Have an interest in any business entity representing, advising or appearing on behalf of, whether paid or unpaid, any person involved in such contract or transaction; or
 3. Have solicited or accepted present or future employment with a person or business entity involved in such contract or transaction; or
 4. Have solicited, accepted or granted a present or future gift, favor, service or thing of value from or to a person involved in such contract or transaction. The prohibition against gifts or favors shall not apply to:
 - a. An occasional non-pecuniary gift, insignificant in value; or
 - b. An award publicly presented in recognition of public service; or

- c. Any gift which would have been offered or given to him if he were not an officer or employee.

A City Official or employee does not violate the provisions of this subsection when he has such an interest but abstains from any action, participation or vote involving the contract or transaction. Any person abstaining shall, upon realization of such conflict, as soon as reasonably possible, state that he has conflict, leave the room until all discussion and action on the transaction has concluded and direct any recording secretary to reflect such abstention and departure from the proceedings.

- B. Pre-Acquisition of Interest: No City Official or employee, with respect to any contract or transaction which is or may be the subject of an official act or action of the City, shall acquire an interest in or be affected by such contract or transaction at a time when the public employee believes or has reason to believe that it will directly or indirectly be affected by an official act or action of the City. A City Official or employee does not violate the provisions of this subsection if he abstains from any action, participation or voting on the contract or transaction.
- C. Disclosure of Information: No City Official or employee shall disclose or reveal any information or discussion which would violate the provisions of the Kansas Open Meetings Act, K.S.A. 75-4319, as amended, or the Kansas Open Records Act, K.S.A. 45-221, as amended. Any violation of these Acts shall be deemed violations of this Code of Ethics.
- D. Incompatible Service: No City Official or employee shall engage in or accept private employment or render service for private interest when such employment or service is incompatible with the proper discharge of his official duties or would tend to impair his independence of judgment or action in the performance of his official duties unless otherwise permitted by law, and unless disclosure is made as provided in this Code of Ethics.
- E. Appearances: No City Official or employee shall appear on behalf of any person or business entity, other than himself, his spouse or minor children regarding a personal matter, before any City agency, board, commission, council or Municipal Court. However, a member of the City Commission may appear before City agencies on behalf of his constituents in the course of his duties as a representative of the electorate or in the performance of public or civic obligations.
- F. Interest in Public Contract: No City Official or employee shall, in his capacity as such officer or employee, make or participate in the making of a contract with any person or business by which he is employed or in whose business he has an interest, and no such person or business shall enter into any contract where any City Official or employee, acting in such capacity, is a signatory to or a participant in the making of such contract and is employed by or has an interest in such person or business. A City Official or employee does not make or participate in the making of a contract if he abstains from any action in regard to the contract. This subsection shall not apply for:

1. A contract awarded through a process of public notice and competitive bidding;
or
 2. Contracts for property or services for which the price or rate is fixed by law.
- G. Participation in Noncontract Transactions: A City Official or employee shall not participate or take any official act or action on any transaction involving the City which is noncontractual in nature when such City Official or employee has an interest, as defined in this Code of Ethics, in such transaction, person or business entity involved in the transaction. A City Official or employee does not participate or act if he abstains from all participation in the transaction.
- H. Public Property: No City Official or employee shall request or permit the unauthorized use of City-owned vehicles, equipment, materials or property for personal convenience or profit.
- I. Special Treatment: No City Official or employee shall grant any special consideration, treatment or advantage to any citizen beyond that which is available to every other citizen.
- J. Later Case Interest: No City Official or employee shall, after the termination of service or employment with the City, appear before any board, commission, committee, agency, council or Municipal Court of the City in relation to any case, proceeding or application in which he personally participated during the period of his service or employment, or which was under his active consideration.
- K. Gratuities. No City Official or employee shall solicit, demand, accept or agree to accept from another person, a gratuity or an offer of employment in connection with any decision, approval, disapproval, recommendation, preparation of a request for proposal or other solicitation, influencing the content of any specification or procurement standard, rendering of advice, investigation, auditing, proceeding or application, request for ruling, determination of any claim or controversy, or other matter relating to any contract requirement or to any proposal or other solicitation.
- L. Kickbacks. No City Official or employee shall accept or agree to accept any payment, gratuity, offer of employment or other thing of value from a contractor or lower tier contractor or any person associated therewith as an inducement for the award of a contract or purchase by the City.

SECTION 3: EXCEPTIONS TO CODE

It shall not be deemed a violation of the standards of the Code of Ethics or constitute an interest if:

- A. The interest of a City Official or employee in a person or business entity is a contractual obligation of less than five hundred dollars (\$500.00) which has not been preceded by any other obligation, discharged or existing, between the parties and

which is not the first in a series of two (2) or more loans or debts which either of the parties is under an obligation to make or incur.

- B. The interest is a commercially reasonable loan made in the ordinary course of business by an institution authorized by the laws of this State to engage in the making of such loans.
- C. The interest is a contract for a commercial retail sale, even though over the value of five hundred dollars (\$500.00).

SECTION 4: DISCLOSURE OF INTEREST

- A. Any member of the City Commission who has an interest in any proposed official act or action before the City Commission shall disclose on the record of the City Commission the nature and extent of such interest.
- B. Any other Public Official or employee who has an interest in any proposed official act or action of the City Commission and who participates in discussion with or gives an official opinion or recommendation to the City Commission shall disclose on the record of the City Commission the nature and extent of such interest.

SECTION 5: ADVISORY OPINIONS

Where any City Official or employee has doubt as to the applicability of any provision of this Code of Ethics to a particular situation or as to the definitions of terms used herein, he may apply to the City Attorney for an advisory opinion. The officer or employee shall have the opportunity to present his interpretation of the facts at issue and of the applicability of provisions of the Code of Ethics before such advisory opinion is made. Such opinion, until amended or revoked, shall be binding on the City, the City Commission, and the City Attorney in any subsequent actions concerning the City Official or employee who sought the opinion and acted on it in good faith, unless material facts were omitted or misstated in the request for the advisory opinion. Such opinions shall not be binding in any action initiated by any private citizen.

SECTION 6: ENFORCEMENT

- A. The City Attorney shall have the primary responsibility for the enforcement of this Code of Ethics. The City Attorney shall have the power to investigate any complaint, to initiate any suit and to prosecute any criminal or civil action on behalf of the City where such action is appropriate.
- B. The City Commission may direct the City Attorney to investigate any apparent violation of the Code of Ethics, or it may employ or appoint any qualified attorney to investigate any violation or series of violations of this Code of Ethics by one or more persons.

- C. The City Attorney shall present such investigative findings to the City Manager and to the City Commission.

SECTION 7: VIOLATIONS AND PENALTIES.

- A. Any City Official or employee who willfully and knowingly violates any of the provisions of this Code of Ethics shall be subject to the following penalties:
 - 1. Warning.
 - 2. Reprimand.
 - 3. Censure.
 - 4. In the case of appointed members of any agency, board, commission, committee, task force or other City government bodies, removal from such position.
 - 5. In the case of City employees, initiation of discipline pursuant to the City of Junction City Employee's Handbook, as amended from time to time.
 - 6. In the case of members of the City Commission, submission to the Attorney General of Kansas or Geary County Attorney of a request for review, investigation and appropriate action pursuant to State law.
 - 7. Any City Official who is the subject of an alleged violation shall have the right to present evidence on his behalf before the City Commission. Nothing in this Code of Ethics shall be construed nor operate to eliminate any of the procedures or rights afforded to City employees pursuant to the Employee's Handbook of the City, as amended from time to time.
- B. The City Commission may exempt from the provisions of this Code of Ethics any conduct found to constitute a violation by a City Official if it finds that the enforcement of this Code of Ethics with respect to such conduct is not necessary in the public interest.
- C. Any contract or transaction which was the subject of an official act or action of the City in which there is an interest prohibited by this Code of Ethics or which involved the violation of a provision of this Code of Ethics shall be voidable at the option of the City.

SECTION 8: DISTRIBUTION OF CODE COPIES.

The City Clerk shall cause a copy of this Code of Ethics to be distributed to every City Official and employee of the City within thirty (30) days after the effective date hereof. Each City Official and employee elected, appointed or engaged thereafter shall be furnished a copy before entering upon the duties of his or her office or employment.

SECTION 9: PROVISIONS ARE SUPPLEMENTAL.

The provisions of this Code of Ethics are supplemental to any and all applicable Federal, State, County and City of Junction City laws, policies or regulations, and shall not be construed to relieve the City Official or employee from compliance with any such laws or

regulations. The provisions in the City of Junction City Employee's Handbook governing Nepotism are specifically incorporated herein by reference.

SECTION 10: DEFINITIONS.

As used in Code of Ethics, the following words and phrases shall have the meanings respectively ascribed to them herein:

BUSINESS ENTITY: Any business, proprietorship, firm, partnership, person in representative or fiduciary capacity, association, venture, trust or corporation.

CITY OFFICIAL: Members of the City Commission, non-employee City Officers as defined in Section 105.300 of the City Code, the City Prosecutor, the Municipal Judge, and appointed members of any agency, board, commission, committee, task force or other City government bodies unless specifically exempted from this Code of Ethics.

EMPLOYEE: A person who is an employee of the City of Junction City, Kansas.

INTEREST: Direct or indirect pecuniary or material benefit accruing to a public officer or employee as a result of a contract or transaction which is or may be the subject of an official act or action by or with the City, except for such contracts or transactions which by their terms and by the substance of their provisions confer the opportunity and right to realize the accrual of similar benefits to all other persons and/or property similarly situated. An interest shall include any of the following:

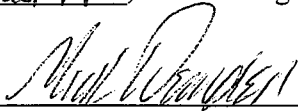
1. If an individual or an individual's spouse, either individually or collectively, has owned within the preceding twelve (12) months a legal or equitable interest exceeding five thousand dollars (\$5,000.00) or five percent (5%) of any business, whichever is less, the individual has an interest in that business.
2. If an individual or an individual's spouse, either individually or collectively, has received during the preceding calendar year compensation which is or will be required to be included as taxable income on Federal income tax returns of the individual and spouse in an aggregate amount of two thousand dollars (\$2,000.00) from any business or combination of businesses, the individual has an interest in that business or combination of businesses.
3. If an individual or an individual's spouse, either individually or collectively, has received in the preceding twelve (12) months, without reasonable and valuable consideration, goods or services having an aggregate value of one thousand dollars (\$1,000.00) or more from a business or combination of businesses, the individual has an interest in that business or combination of businesses.

OFFICIAL ACT or ACTION: Any legislative, administrative, quasi-judicial appointive or discretionary act of any officer or employee of the City or any council, agency, board, committee or commission of the City.

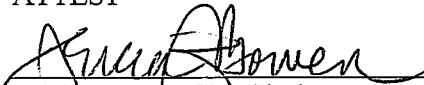
SECTION 2. This Resolution shall be in full force and effect from and after its passage.

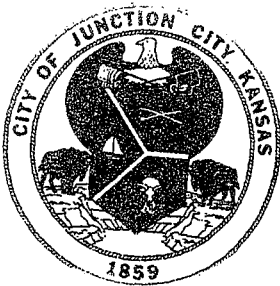
PASSED by the governing body of the City on August 19, 2008 and signed by the Mayor.

(Seal)


Mick Wunder, Mayor

ATTEST


Tricia Gowah, City Clerk



Backup material for agenda item:

- a. A Public Hearing to consider condemnation of property at 630 W 10th St and approval of Resolution R-2674.

City of Junction City

City Commission

Agenda Memo

May 1, 2012

From: Mark Karmann, Codes Administrator
To: Gerry Vernon, City Manager and the Commissioners
Subject: 630 W 10th St – Resolution 2674

Objective: A Public Hearing to consider condemnation of property at 630 W 10th St and approval of Resolution R-2674.

Explanation of Issue: On March 20, 2012 the City Commission approved Resolution 2672 setting a public hearing date to address the condemnation of the property at 630 W 10th St. Resolution 2672 was sent to the property owner of record and was published in The Daily Union on March 24, 2012 and March 31, 2012. The 30 day waiting period has passed. City Staff is requesting approval of Resolution R-2674 to allow the property owners 120 days, by law, which would be September 2, 2012 to repair the property. This will be re-visited at the September 4, 2012 Commission meeting.

Budget Impact: If process continues, it is estimated to cost \$3,000.00 to demolish and clean up this structure. The project will be funded through Demolition Removal in the General Fund. \$2,500.00 was budgeted for 2012. If the Commission chooses to proceed with this and the other condemnations money will need to be allocated to this fund. With the 6 condemnations up for consideration it is estimated to cost about \$18,000.00 total. Costs will be billed to the property owner and will reimburse any charges to this account.

Alternatives: The Commission may approve, deny, or postpone this item.

Recommendation: Staff recommends approval of Resolution R-2674, giving the property owners 120 days, by law, to repair the property at 630 W 10th St.

Enclosures: Resolution R-2674

RESOLUTION NO. R-2674

A RESOLUTION FINDING A STRUCTURE TO BE UNSAFE AND DANGEROUS AND DIRECTING REPAIR OR REMOVAL OF THE DANGEROUS STRUCTURE.

WHEREAS, Under the provision of Section 525.030 of the Code of the City of Junction City, Kansas, the Enforcing Officer of the City of Junction City, Kansas, has filed with the Governing Body of the City a statement in writing stating that a building which is owned by Gertrude A Williams; the legal description of which property is:

Lot Thirteen (13), Block Twenty-three (23), Cuddy's Addition, Junction City, Geary County, Kansas
More commonly known as 630 W 10th St.

is unsafe and/or dangerous, and

WHEREAS, the Governing Body did by Resolution 2672 designate May 1, 2012 at 7:00 p.m., in the City Commission Room of the Junction City Municipal Building, 700 North Jefferson, Junction City, Kansas, as the time and place in which the owners, their agents, any lienholders of record and any occupants of the building or structure could appear and show cause why the building or structure should not be condemned and ordered repaired or demolished, and

WHEREAS, Resolution 2672 was published once each week for two consecutive weeks on the following dates, to-wit: first publication on March 24, 2012, second publication on March 31, 2012, all in the Junction City Daily Union, which is the official city newspaper, and

WHEREAS, a copy of Resolution 2672 was mailed by certified mail to the owners on March 22, 2012, which was before three (3) days after first publication of said resolution, and,

WHEREAS, the City has searched the record affecting the title to the real estate in the office of the Geary County Register of Deeds and the office of the Clerk of the District Court of Geary County, Kansas, and has found that the owner of record to the above described property is as herein before stated.

WHEREAS, on May 1, 2012 the Governing Body of the City of Junction City held a public hearing pursuant to Resolution 2672. The Enforcing Officer, or his designated representative, Mark Karmann appeared in person. _____ appeared for the owner. Thereupon, the Enforcing Officer, or designated representative, Mark Karmann presented evidence. _____ presented evidence for the landowner.

NOW THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF JUNCTION CITY, KANSAS:

1. The Governing Body finds that the Enforcing Officer and City Clerk have duly complied with all the legal requirements in regard notice and hereby approves and finds legally sufficient the legal publications and service of notices by mail or personally required to be served upon the owners and lienholders and the Governing Body

2. The Governing Body finds that the building owned by the landowner above named and located on 630 W 10th St, is an unsafe and/or dangerous structure.

3. The Governing Body hereby orders that the landowners be given until September 2, 2012 in which to either repair the structure in accordance with applicable City Building Codes or to diligently prosecute or complete the removal of the structure on the above-described real estate. The Governing Body further orders that if said landowner fails to commence the repair or remove of such structure within the time stated or fails to diligently prosecute the same until the work is completed, then in that event the Enforcing Officer is hereby authorized and directed to cause the structure to be repaired or razed and removed without further notice. The Enforcing Officer may invite bids for the removal of such building, negotiate the contract for its removal or cause the structure to be removed by city employees and personnel. In any event, the Enforcing Officer shall keep an account of the cost of such work and may sell the salvage from such structure and apply the proceeds or any necessary portion thereof to pay for the cost of removing said structure and for the cost of making the premises safe and secure and in full compliance with the provisions of Chapter 525 of the Code of the City of Junction City, Kansas. The Enforcing Officer shall follow the procedure in regard to this matter as set out in Chapter 525 of the Code of the City of Junction City, Kansas.

4. The City Clerk shall cause this Resolution to be published once in the official city newspaper and be mailed by certified mail with in three (3) days of its publication to each owner, agent, lienholder and occupant at his/her or its last know place of residence and shall be marked "deliver to addressee only", provided that if the owner is a resident of Geary County, this Resolution shall be personally served within five (5) days on such owner or delivered to their last known address in lieu of mailing same.

PASSED AND ADOPTED THIS 1ST DAY OF MAY, 2012.

Pat Landes, Mayor

ATTEST:

Tyler Ficken, City Clerk

(SEAL)

Backup material for agenda item:

- b. A Public Hearing to consider condemnation of property at 117 E 3rd St and approval of Resolution R-2675.

City of Junction City

City Commission

Agenda Memo

May 1, 2012

From: Mark Karmann, Codes Administrator
To: Gerry Vernon, City Manager and the Commissioners
Subject: 117 E 3rd St – Resolution R-2675

Objective: A Public Hearing to consider condemnation of property at 117 E 3rd St and approval of Resolution R-2675.

Explanation of Issue: On March 20, 2012 the City Commission approved Resolution 2668 setting a public hearing date to address the condemnation of the property at 117 E 3rd St. Resolution 2668 was sent to the property owner of record and was published in The Daily Union on March 24, 2012 and March 31, 2012. The 30 day waiting period has passed. City Staff is requesting approval of Resolution R-2675 to allow the property owners 120 days, by law, which would be September 2, 2012 to repair the property. This will be re-visited at the September 4, 2012 Commission meeting.

Budget Impact: If process continues, it is estimated to cost \$3,000.00 to demolish and clean up this structure. The project will be funded through Demolition Removal in the General Fund. \$2,500.00 was budgeted for 2012. If the Commission chooses to proceed with this and the other condemnations money will need to be allocated to this fund. With the 6 condemnations up for consideration it is estimated to cost about \$18,000.00 total. Costs will be billed to the property owner and will reimburse any charges to this account.

Alternatives: The Commission may approve, deny, or postpone this item.

Recommendation: Staff recommends approval of Resolution R-2675, giving the property owners 120 days, by law, to repair the property at 117 E 3rd St.

Enclosures: Resolution R-2675

RESOLUTION NO. R-2675

A RESOLUTION FINDING A STRUCTURE TO BE UNSAFE AND DANGEROUS AND DIRECTING REPAIR OR REMOVAL OF THE DANGEROUS STRUCTURE.

WHEREAS, Under the provision of Section 525.030 of the Code of the City of Junction City, Kansas, the Enforcing Officer of the City of Junction City, Kansas, has filed with the Governing Body of the City a statement in writing stating that a building which is owned by 1st Church of God 109 Sunrise Hill Dr, Junction City, Kansas 66441; the legal description of which property is:

Lot Seven (7), Block Fifty-eight (58), Junction City, Geary County, Kansas
More commonly known as 117 E 3rd St.

is unsafe and/or dangerous, and

WHEREAS, the Governing Body did by Resolution 2668 designate May 1, 2012 at 7:00 p.m., in the City Commission Room of the Junction City Municipal Building, 700 North Jefferson, Junction City, Kansas, as the time and place in which the owners, their agents, any lienholders of record and any occupants of the building or structure could appear and show cause why the building or structure should not be condemned and ordered repaired or demolished, and

WHEREAS, Resolution 2668 was published once each week for two consecutive weeks on the following dates, to-wit: first publication on March 24, 2012, second publication on March 31, 2012, all in the Junction City Daily Union, which is the official city newspaper, and

WHEREAS, a copy of Resolution 2668 was mailed by certified mail to the owners on March 22, 2012, which was before three (3) days after first publication of said resolution, and,

WHEREAS, the City has searched the record affecting the title to the real estate in the office of the Geary County Register of Deeds and the office of the Clerk of the District Court of Geary County, Kansas, and has found that the owner of record to the above described property is as herein before stated.

WHEREAS, on May 1, 2012 the Governing Body of the City of Junction City held a public hearing pursuant to Resolution 2668. The Enforcing Officer, or his designated representative, Mark Karmann appeared in person. _____ appeared for the owner. Thereupon, the Enforcing Officer, or designated representative, Mark Karmann presented evidence. _____ presented evidence for the landowner.

NOW THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF JUNCTION CITY, KANSAS:

1. The Governing Body finds that the Enforcing Officer and City Clerk have duly complied with all the legal requirements in regard notice and hereby approves and finds legally sufficient the legal publications and service of notices by mail or personally required to be served upon the owners and lienholders and the Governing Body

2. The Governing Body finds that the building owned by the landowner above named and located on 117 E 3rd St, is an unsafe and/or dangerous structure.

3. The Governing Body hereby orders that the landowners be given until September 2, 2012 in which to either repair the structure in accordance with applicable City Building Codes or to diligently prosecute or complete the removal of the structure on the above-described real estate. The Governing Body further orders that if said landowner fails to commence the repair or remove of such structure within the time stated or fails to diligently prosecute the same until the work is completed, then in that event the Enforcing Officer is hereby authorized and directed to cause the structure to be repaired or razed and removed without further notice. The Enforcing Officer may invite bids for the removal of such building, negotiate the contract for its removal or cause the structure to be removed by city employees and personnel. In any event, the Enforcing Officer shall keep an account of the cost of such work and may sell the salvage from such structure and apply the proceeds or any necessary portion thereof to pay for the cost of removing said structure and for the cost of making the premises safe and secure and in full compliance with the provisions of Chapter 525 of the Code of the City of Junction City, Kansas. The Enforcing Officer shall follow the procedure in regard to this matter as set out in Chapter 525 of the Code of the City of Junction City, Kansas.

4. The City Clerk shall cause this Resolution to be published once in the official city newspaper and be mailed by certified mail with in three (3) days of its publication to each owner, agent, lienholder and occupant at his/her or its last know place of residence and shall be marked "deliver to addressee only", provided that if the owner is a resident of Geary County, this Resolution shall be personally served within five (5) days on such owner or delivered to their last known address in lieu of mailing same.

PASSED AND ADOPTED THIS 1ST DAY OF MAY, 2012.

Pat Landes, Mayor

ATTEST:

Tyler Ficken, City Clerk

(SEAL)

Backup material for agenda item:

- c. A Public Hearing to consider condemnation of property at 1309 Johnson Dr and approval of Resolution R-2676.

City of Junction City

City Commission

Agenda Memo

May 1, 2012

From: Mark Karmann, Codes Administrator
To: Gerry Vernon, City Manager and the Commissioners
Subject: 1309 Johnson Dr – Resolution R-2676

Objective: A Public Hearing to consider condemnation of property at 1309 Johnson Dr and approval of Resolution R-2676.

Explanation of Issue: On March 20, 2012 the City Commission approved Resolution 2671 setting a public hearing date to address the condemnation of the property at 1309 Johnson Dr. Resolution 2671 was sent to the property owner of record and was published in The Daily Union on March 24, 2012 and March 31, 2012. The 30 day waiting period has passed. City Staff is requesting approval of Resolution R-2676 to allow the property owners 120 days, by law, which would be September 2, 2012 to repair the property. This will be re-visited at the September 4, 2012 Commission meeting.

Budget Impact: If process continues, it is estimated to cost \$3,000.00 to demolish and clean up this structure. The project will be funded through Demolition Removal in the General Fund. \$2,500.00 was budgeted for 2012. If the Commission chooses to proceed with this and the other condemnations money will need to be allocated to this fund. With the 6 condemnations up for consideration it is estimated to cost about \$18,000.00 total. Costs will be billed to the property owner and will reimburse any charges to this account.

Alternatives: The Commission may approve, deny, or postpone this item.

Recommendation: Staff recommends approval of Resolution R-2676, giving the property owners 120 days, by law, to repair the property at 1309 Johnson Dr.

Enclosures: Resolution R-2676

RESOLUTION NO. R-2676

A RESOLUTION FINDING A STRUCTURE TO BE UNSAFE AND DANGEROUS AND DIRECTING REPAIR OR REMOVAL OF THE DANGEROUS STRUCTURE.

WHEREAS, Under the provision of Section 525.030 of the Code of the City of Junction City, Kansas, the Enforcing Officer of the City of Junction City, Kansas, has filed with the Governing Body of the City a statement in writing stating that a building which is owned by Tharon L Johnson, 1301 Johnson Drive, Junction City, Kansas 66441; the legal description of which property is:

Lot Thirty-four (34), Block Three (3), Replatted or Revised Plat of Unit No. One (1), of the First Addition to Lawndale Plaza Addition, Junction City, Geary County, Kansas
More commonly known as 1309 Johnson Dr.

is unsafe and/or dangerous, and

WHEREAS, the Governing Body did by Resolution 2671 designate May 1, 2012 at 7:00 p.m., in the City Commission Room of the Junction City Municipal Building, 700 North Jefferson, Junction City, Kansas, as the time and place in which the owners, their agents, any lienholders of record and any occupants of the building or structure could appear and show cause why the building or structure should not be condemned and ordered repaired or demolished, and

WHEREAS, Resolution 2671 was published once each week for two consecutive weeks on the following dates, to-wit: first publication on March 24, 2012, second publication on March 31, 2012, all in the Junction City Daily Union, which is the official city newspaper, and

WHEREAS, a copy of Resolution 2671 was mailed by certified mail to the owners on March 22, 2012, which was before three (3) days after first publication of said resolution, and,

WHEREAS, the City has searched the record affecting the title to the real estate in the office of the Geary County Register of Deeds and the office of the Clerk of the District Court of Geary County, Kansas, and has found that the owner of record to the above described property is as herein before stated.

WHEREAS, on May 1, 2012 the Governing Body of the City of Junction City held a public hearing pursuant to Resolution 2671. The Enforcing Officer, or his designated representative, Mark Karmann appeared in person. _____ appeared for the owner. Thereupon, the Enforcing Officer, or designated representative, Mark Karmann presented evidence. _____ presented evidence for the landowner.

NOW THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF JUNCTION CITY, KANSAS:

1. The Governing Body finds that the Enforcing Officer and City Clerk have duly complied with all the legal requirements in regard notice and hereby approves and finds legally sufficient the legal publications and service of notices by mail or personally required to be served upon the owners and lienholders and the Governing Body

2. The Governing Body finds that the building owned by the landowner above named and located on 1309 Johnson Dr, is an unsafe and/or dangerous structure.

3. The Governing Body hereby orders that the landowners be given until September 2, 2012 in which to either repair the structure in accordance with applicable City Building Codes or to diligently prosecute or complete the removal of the structure on the above-described real estate. The Governing Body further orders that if said landowner fails to commence the repair or remove of such structure within the time stated or fails to diligently prosecute the same until the work is completed, then in that event the Enforcing Officer is hereby authorized and directed to cause the structure to be repaired or razed and removed without further notice. The Enforcing Officer may invite bids for the removal of such building, negotiate the contract for its removal or cause the structure to be removed by city employees and personnel. In any event, the Enforcing Officer shall keep an account of the cost of such work and may sell the salvage from such structure and apply the proceeds or any necessary portion thereof to pay for the cost of removing said structure and for the cost of making the premises safe and secure and in full compliance with the provisions of Chapter 525 of the Code of the City of Junction City, Kansas. The Enforcing Officer shall follow the procedure in regard to this matter as set out in Chapter 525 of the Code of the City of Junction City, Kansas.

4. The City Clerk shall cause this Resolution to be published once in the official city newspaper and be mailed by certified mail with in three (3) days of its publication to each owner, agent, lienholder and occupant at his/her or its last know place of residence and shall be marked "deliver to addressee only", provided that if the owner is a resident of Geary County, this Resolution shall be personally served within five (5) days on such owner or delivered to their last known address in lieu of mailing same.

PASSED AND ADOPTED THIS 1ST DAY OF MAY, 2012.

Pat Landes, Mayor

ATTEST:

Tyler Ficken, City Clerk

(SEAL)

Backup material for agenda item:

- d. A Public Hearing to consider condemnation of property at 712 W 10th St and approval of Resolution R-2677.

City of Junction City

City Commission

Agenda Memo

May 1, 2012

From: Mark Karmann, Codes Administrator
To: Gerry Vernon, City Manager and the Commissioners
Subject: 712 W 10th St – Resolution R-2677

Objective: A Public Hearing to consider condemnation of property at 712 W 10th St and approval of Resolution R-2677.

Explanation of Issue: On March 20, 2012 the City Commission approved Resolution 2669 setting a public hearing date to address the condemnation of the property at 712 W 10th St. Resolution 2669 was sent to the property owner of record and was published in The Daily Union on March 24, 2012 and March 31, 2012. The 30 day waiting period has passed. City Staff is requesting approval of Resolution R-2677 to allow the property owners 120 days, by law, which would be September 2, 2012 to repair the property. This will be re-visited at the September 4, 2012 Commission meeting.

Budget Impact: If process continues, it is estimated to cost \$3,000.00 to demolish and clean up this structure. The project will be funded through Demolition Removal in the General Fund. \$2,500.00 was budgeted for 2012. If the Commission chooses to proceed with this and the other condemnations money will need to be allocated to this fund. With the 6 condemnations up for consideration it is estimated to cost about \$18,000.00 total. Costs will be billed to the property owner and will reimburse any charges to this account.

Alternatives: The Commission may approve, deny, or postpone this item.

Recommendation: Staff recommends approval of Resolution R-2677, giving the property owners 120 days, by law, to repair the property at 712 W 10th St.

Enclosures: Resolution R-2677

RESOLUTION NO. R-2677

A RESOLUTION FINDING A STRUCTURE TO BE UNSAFE AND DANGEROUS AND DIRECTING REPAIR OR REMOVAL OF THE DANGEROUS STRUCTURE.

WHEREAS, Under the provision of Section 525.030 of the Code of the City of Junction City, Kansas, the Enforcing Officer of the City of Junction City, Kansas, has filed with the Governing Body of the City a statement in writing stating that a building which is owned by Paul McKnight and Candice D McKnight, 712 W 10th St, Junction City, Kansas 66441; the legal description of which property is:

East Six (6) feet of Lot Seventeen (17) and all of Lot Eighteen (18), Block Twenty-four (24), Cuddy's Addition, Junction City, Geary County, Kansas
More commonly known as 712 W 10th St.

is unsafe and/or dangerous, and

WHEREAS, the Governing Body did by Resolution 2669 designate May 1, 2012 at 7:00 p.m., in the City Commission Room of the Junction City Municipal Building, 700 North Jefferson, Junction City, Kansas, as the time and place in which the owners, their agents, any lienholders of record and any occupants of the building or structure could appear and show cause why the building or structure should not be condemned and ordered repaired or demolished, and

WHEREAS, Resolution 2669 was published once each week for two consecutive weeks on the following dates, to-wit: first publication on March 24, 2012, second publication on March 31, 2012, all in the Junction City Daily Union, which is the official city newspaper, and

WHEREAS, a copy of Resolution 2669 was mailed by certified mail to the owners on March 22, 2012, which was before three (3) days after first publication of said resolution, and,

WHEREAS, the City has searched the record affecting the title to the real estate in the office of the Geary County Register of Deeds and the office of the Clerk of the District Court of Geary County, Kansas, and has found that the owner of record to the above described property is as herein before stated.

WHEREAS, on May 1, 2012 the Governing Body of the City of Junction City held a public hearing pursuant to Resolution 2669. The Enforcing Officer, or his designated representative, Mark Karmann appeared in person. _____ appeared for the owner. Thereupon, the Enforcing Officer, or designated representative, Mark Karmann presented evidence. _____ presented evidence for the landowner.

NOW THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF JUNCTION CITY, KANSAS:

1. The Governing Body finds that the Enforcing Officer and City Clerk have duly complied with all the legal requirements in regard notice and hereby approves and finds legally sufficient the legal publications and service of notices by mail or personally required to be served upon the owners and lienholders and the Governing Body

2. The Governing Body finds that the building owned by the landowner above named and located on 712 W 10th St, is an unsafe and/or dangerous structure.

3. The Governing Body hereby orders that the landowners be given until September 2, 2012 in which to either repair the structure in accordance with applicable City Building Codes or to diligently prosecute or complete the removal of the structure on the above-described real estate. The Governing Body further orders that if said landowner fails to commence the repair or remove of such structure within the time stated or fails to diligently prosecute the same until the work is completed, then in that event the Enforcing Officer is hereby authorized and directed to cause the structure to be repaired or razed and removed without further notice. The Enforcing Officer may invite bids for the removal of such building, negotiate the contract for its removal or cause the structure to be removed by city employees and personnel. In any event, the Enforcing Officer shall keep an account of the cost of such work and may sell the salvage from such structure and apply the proceeds or any necessary portion thereof to pay for the cost of removing said structure and for the cost of making the premises safe and secure and in full compliance with the provisions of Chapter 525 of the Code of the City of Junction City, Kansas. The Enforcing Officer shall follow the procedure in regard to this matter as set out in Chapter 525 of the Code of the City of Junction City, Kansas.

4. The City Clerk shall cause this Resolution to be published once in the official city newspaper and be mailed by certified mail with in three (3) days of its publication to each owner, agent, lienholder and occupant at his/her or its last know place of residence and shall be marked "deliver to addressee only", provided that if the owner is a resident of Geary County, this Resolution shall be personally served within five (5) days on such owner or delivered to their last known address in lieu of mailing same.

PASSED AND ADOPTED THIS 1ST DAY OF MAY, 2012.

Pat Landes, Mayor

ATTEST:

Tyler Ficken, City Clerk

(SEAL)

Backup material for agenda item:

- e. A Public Hearing to consider condemnation of property at 331 W 8th St and approval of Resolution R-2678.

City of Junction City

City Commission

Agenda Memo

May 1, 2012

From: Mark Karmann, Codes Administrator
To: Gerry Vernon, City Manager and the Commissioners
Subject: 331 W 8th St – Resolution R-2678

Objective: A Public Hearing to consider condemnation of property at 331 W 8th St and approval of Resolution R-2678.

Explanation of Issue: On March 20, 2012 the City Commission approved Resolution 2670 setting a public hearing date to address the condemnation of the property at 331 W 8th St. Resolution 2670 was sent to the property owner of record and was published in The Daily Union on March 24, 2012 and March 31, 2012. The 30 day waiting period has passed. City Staff is requesting approval of Resolution R-2678 to allow the property owners 120 days, by law, which would be September 2, 2012 to repair the property. This will be re-visited at the September 4, 2012 Commission meeting.

Budget Impact: If process continues, it is estimated to cost \$3,000.00 to demolish and clean up this structure. The project will be funded through Demolition Removal in the General Fund. \$2,500.00 was budgeted for 2012. If the Commission chooses to proceed with this and the other condemnations money will need to be allocated to this fund. With the 6 condemnations up for consideration it is estimated to cost about \$18,000.00 total. Costs will be billed to the property owner and will reimburse any charges to this account.

Alternatives: The Commission may approve, deny, or postpone this item.

Recommendation: Staff recommends approval of Resolution R-2678, giving the property owners 120 days, by law, to repair the property at 331 W 8th St.

Enclosures: Resolution R-2678

RESOLUTION NO. R-2678

A RESOLUTION FINDING A STRUCTURE TO BE UNSAFE AND DANGEROUS AND DIRECTING REPAIR OR REMOVAL OF THE DANGEROUS STRUCTURE.

WHEREAS, Under the provision of Section 525.030 of the Code of the City of Junction City, Kansas, the Enforcing Officer of the City of Junction City, Kansas, has filed with the Governing Body of the City a statement in writing stating that a building which is owned by Karen B Simpson, 3100 New York Drive, Suite 100, Pasadena, California 91107; the legal description of which property is:

Lot Eight (8), Block Nineteen (19), Original Township, Junction City,
Geary County, Kansas
More commonly known as 331 W 8th St.

is unsafe and/or dangerous, and

WHEREAS, the Governing Body did by Resolution 2670 designate May 1, 2012 at 7:00 p.m., in the City Commission Room of the Junction City Municipal Building, 700 North Jefferson, Junction City, Kansas, as the time and place in which the owners, their agents, any lienholders of record and any occupants of the building or structure could appear and show cause why the building or structure should not be condemned and ordered repaired or demolished, and

WHEREAS, Resolution 2670 was published once each week for two consecutive weeks on the following dates, to-wit: first publication on March 24, 2012, second publication on March 31, 2012, all in the Junction City Daily Union, which is the official city newspaper, and

WHEREAS, a copy of Resolution 2670 was mailed by certified mail to the owners on March 22, 2012, which was before three (3) days after first publication of said resolution, and,

WHEREAS, the City has searched the record affecting the title to the real estate in the office of the Geary County Register of Deeds and the office of the Clerk of the District Court of Geary County, Kansas, and has found that the owner of record to the above described property is as herein before stated.

WHEREAS, on May 1, 2012 the Governing Body of the City of Junction City held a public hearing pursuant to Resolution 2670. The Enforcing Officer, or his designated representative, Mark Karmann appeared in person. _____ appeared for the owner. Thereupon, the Enforcing Officer, or designated representative, Mark Karmann presented evidence. _____ presented evidence for the landowner.

NOW THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF JUNCTION CITY, KANSAS:

1. The Governing Body finds that the Enforcing Officer and City Clerk have duly complied with all the legal requirements in regard notice and hereby approves and finds legally sufficient the legal publications and service of notices by mail or personally required to be served upon the owners and lienholders and the Governing Body

2. The Governing Body finds that the building owned by the landowner above named and located on 331 W 8th St, is an unsafe and/or dangerous structure.

3. The Governing Body hereby orders that the landowners be given until September 2, 2012 in which to either repair the structure in accordance with applicable City Building Codes or to diligently prosecute or complete the removal of the structure on the above-described real estate. The Governing Body further orders that if said landowner fails to commence the repair or remove of such structure within the time stated or fails to diligently prosecute the same until the work is completed, then in that event the Enforcing Officer is hereby authorized and directed to cause the structure to be repaired or razed and removed without further notice. The Enforcing Officer may invite bids for the removal of such building, negotiate the contract for its removal or cause the structure to be removed by city employees and personnel. In any event, the Enforcing Officer shall keep an account of the cost of such work and may sell the salvage from such structure and apply the proceeds or any necessary portion thereof to pay for the cost of removing said structure and for the cost of making the premises safe and secure and in full compliance with the provisions of Chapter 525 of the Code of the City of Junction City, Kansas. The Enforcing Officer shall follow the procedure in regard to this matter as set out in Chapter 525 of the Code of the City of Junction City, Kansas.

4. The City Clerk shall cause this Resolution to be published once in the official city newspaper and be mailed by certified mail with in three (3) days of its publication to each owner, agent, lienholder and occupant at his/her or its last know place of residence and shall be marked "deliver to addressee only", provided that if the owner is a resident of Geary County, this Resolution shall be personally served within five (5) days on such owner or delivered to their last known address in lieu of mailing same.

PASSED AND ADOPTED THIS 1ST DAY OF MAY, 2012.

Pat Landes, Mayor

ATTEST:

Tyler Ficken, City Clerk

(SEAL)

Backup material for agenda item:

- a. Consideration of appointment to the Board of Trustees of the Dorothy Bramlage Public Library.

City of Junction City

City Commission

Agenda Memo

April 23, 2012

From: Susan Moyer, Director, Dorothy Bramlage Public Library
To: Gerry Vernon, City Manager
Subject: Library board appointment

Objective: To recommend a candidate for appointment to the Board of Trustees of the Dorothy Bramlage Public Library.

Explanation of Issue: Cecelia Scaler has resigned her seat on the library board due to her change in residence to Manhattan. At their meeting on 4/9/12 the board of trustees took action to recommend that Marvin Hornbostel be appointed to replace her and fulfill the remainder of her term which is scheduled to expire 4/30/2013. At that point, Mr. Hornbostel will be eligible for reappointment to his first full four-year term. Mr. Hornbostel has indicated his willingness to serve if appointed.

Biographical statement: Marvin Hornbostel is a Geary County resident and has lived in the Junction City area since 1959. He and his wife Janice raised four children in the community, all of whom were educated in the Junction City school district. He retired in 1990 after thirty-two years of federal civil service. His current business, Raven Aero Service, Inc., has been in operation for 22 years and is located at Freeman Field where he restores antique and classic airplanes. Mr. Hornbostel is President of the local chapter of the Experimental Aircraft Association which sponsors the annual, national Biplane Fly-in, serves on the Airport Advisory Board, and is a member of the Friends of the Dorothy Bramlage Public Library.

Budget Impact: This action should have no impact to the budgets for either the city or the library. .

Alternatives: It appears that the City Commission has the following alternatives concerning the issues at hand. The Commission may:

1. Follow the recommendation and appoint as indicated.
2. Appoint different candidates.
3. Table the request.

Recommendation: The recommendation of the Dorothy Bramlage Public Library Board of Trustees is that Marvin Hornbostel be appointed to the library board. .

Enclosures: NONE

Backup material for agenda item:

- b. Consideration of two appointments to the EDC Board: (1) Joint City/County appointment, and (2) a City appointment.

City of Junction City

City Commission

Agenda Memo

4-20-2012

From: Tyler Ficken, City Clerk
To: Gerry Vernon, City Manager
Subject: EDC Appointments

Objective: To appoint 2 people to the EDC/Spirit of 76

Explanation of Issue: As of April 30, 2012 we will have 2 vacancies on the EDC/Spirit Board. Ty Arneson and Gery Schoenrock's terms expire. Mr. Arneson and Mr. Schoenrock are eligible to serve an additional term.

The following have submitted bios for your consideration: Ty Arneson, Stuart Hayes, Rhonda Henry, Gery Schoenrock, and Allen Rothlisberg. The County Commission will take action on a joint City/County appointee on April, 23, 2012. The City Commission will need to take action on two appointments, (1) the City/County joint appointment to the Board, and also, (2) the City appointment to the Board.

Budget Impact: None

Alternatives: It appears the Commission has the following alternatives concerning the issues at hand. The Commission may:

1. Appoint one of the five interested parties as the City/County joint appointee.

And also

2. Appoint one of the two Junction City Residents (Ty Arneson & Gary Schoenrock) as a the City appointee.

Enclosures: Board Interest Cards & Bios

BOARD INTEREST CARD

NAME Ty (FIRST) Arneson (LAST) bio
 ADDRESS 1911 McFarland Rd (MIDDLE) q11e
 TELEPHONE # 761-5658

I AM INTERESTED IN SERVING ON THE FOLLOWING BOARD:

- | | |
|---|---|
| <input checked="" type="checkbox"/> Economic Development Commission | <input type="checkbox"/> Metropolitan Planning Commission |
| <input type="checkbox"/> Solid Waste Management Committee | <input type="checkbox"/> Board of Zoning Appeals |
| <input type="checkbox"/> Historic Preservation Advisory Board | <input type="checkbox"/> Human Relations Board |
| <input type="checkbox"/> Board of Health | <input type="checkbox"/> D.B. Library Board of Trustees |
| <input type="checkbox"/> JC Airport Advisory Board | <input type="checkbox"/> Parks & Recreation Commission |
| <input type="checkbox"/> JC Public Housing Authority | <input type="checkbox"/> Tree Advisory Board |
| <input type="checkbox"/> Electrical Contractor Board | <input type="checkbox"/> Plumbing and Mechanical Board |
| <input type="checkbox"/> Building Contractors Board | <input type="checkbox"/> Sundown Salute Committee |
| | <input type="checkbox"/> <u>Gold Advisory Board</u> |

DATE 4/5/12 SIGNATURE [Signature]
 PLEASE SUBMIT YOUR RESUME TO THE ADMINISTRATION SERVICES DEPARTMENT,
 INDICATION THE BOARD YOU ARE INTERESTED IN.

BOARD INTEREST CARD

NAME Stuart (FIRST) R. (MIDDLE) Hayes (LAST)
 ADDRESS 12052 Burley Hill Rd. (MIDDLE) J.C., KS
 TELEPHONE # 785-238-4025, 776-6955 x2839 (work)
565-1292 (cell)

I AM INTERESTED IN SERVING ON THE FOLLOWING BOARD:

- | | |
|---|---|
| <input checked="" type="checkbox"/> Economic Development Commission | <input type="checkbox"/> Metropolitan Planning Commission |
| <input type="checkbox"/> Solid Waste Management Committee | <input type="checkbox"/> Board of Zoning Appeals |
| <input type="checkbox"/> Historic Preservation Advisory Board | <input type="checkbox"/> Human Relations Board |
| <input type="checkbox"/> Board of Health | <input type="checkbox"/> D.B. Library Board of Trustees |
| <input type="checkbox"/> JC Airport Advisory Board | <input type="checkbox"/> Parks & Recreation Commission |
| <input type="checkbox"/> JC Public Housing Authority | <input type="checkbox"/> Tree Advisory Board |
| <input type="checkbox"/> Electrical Contractor Board | <input type="checkbox"/> Plumbing and Mechanical Board |
| <input type="checkbox"/> Building Contractors Board | <input type="checkbox"/> Sundown Salute Committee |
| | <input type="checkbox"/> <u>Gold Advisory Board</u> |

DATE 4/5/12 SIGNATURE [Signature]

BOARD INTEREST CARD

NAME Ronda S Henry
 (FIRST) (MIDDLE) (LAST)
 ADDRESS 7203 Rockwood Milford Ms 66514
 TELEPHONE # 785-762-5629 or 785-223-7653

I AM INTERESTED IN SERVING ON THE FOLLOWING BOARD:

- | | |
|---|---|
| <input checked="" type="checkbox"/> Economic Development Commission | <input type="checkbox"/> Metropolitan Planning Commission |
| <input type="checkbox"/> Solid Waste Management Committee | <input type="checkbox"/> Board of Zoning Appeals |
| <input type="checkbox"/> Historic Preservation Advisory Board | <input type="checkbox"/> Human Relations Board |
| <input type="checkbox"/> Board of Health | <input type="checkbox"/> D.B. Library Board of Trustees |
| <input type="checkbox"/> JC Airport Advisory Board | <input type="checkbox"/> Parks & Recreation Commission |
| <input type="checkbox"/> JC Public Housing Authority | <input type="checkbox"/> Tree Advisory Board |
| <input type="checkbox"/> Electrical Contractor Board | <input type="checkbox"/> Plumbing and Mechanical Board |
| <input type="checkbox"/> Building Contractors Board | <input type="checkbox"/> Sundown Salute Committee |
- Gold Advisory Board

DATE 4-5-12 SIGNATURE [Signature]
 PLEASE SUBMIT YOUR RESUME TO THE ADMINISTRATION SERVICES DEPARTMENT,
 INDICATION THE BOARD YOU ARE INTERESTED IN.

BOARD INTEREST CARD

NAME GERY H. SCHOENROCK
 (FIRST) (MIDDLE) (LAST)
 ADDRESS 404 N. ADAMS
 TELEPHONE # 785-210-5449 cell # _____

I AM INTERESTED IN SERVING ON THE FOLLOWING BOARD:

- | | |
|---|---|
| <input checked="" type="checkbox"/> Economic Development Commission | <input type="checkbox"/> Metropolitan Planning Commission |
| <input type="checkbox"/> Solid Waste Management Committee | <input type="checkbox"/> Board of Zoning Appeals |
| <input type="checkbox"/> Historic Preservation Advisory Board | <input type="checkbox"/> Human Relations Board |
| <input type="checkbox"/> Board of Health | <input type="checkbox"/> D.B. Library Board of Trustees |
| <input type="checkbox"/> JC Airport Advisory Board | <input type="checkbox"/> Parks & Recreation Commission |
| <input type="checkbox"/> JC Public Housing Authority | <input type="checkbox"/> Tree Advisory Board |
| <input type="checkbox"/> Electrical Contractor Board | <input type="checkbox"/> Plumbing and Mechanical Board |
| <input type="checkbox"/> Building Contractors Board | <input type="checkbox"/> Sundown Salute Committee |
- Gold Advisory Board

DATE 4/4/12 SIGNATURE [Signature]
 PLEASE SUBMIT YOUR RESUME TO THE ADMINISTRATION SERVICES DEPARTMENT,

BOARD INTEREST CARD

NAME ALLAN (FIRST) ROTHUSBERG (LAST)
 ADDRESS 113 94th (MIDDLE) SWP
 TELEPHONE # 785-209-4341

I AM INTERESTED IN SERVING ON THE FOLLOWING BOARD:

- | | |
|---|---|
| <input checked="" type="checkbox"/> Economic Development Commission | <input type="checkbox"/> Metropolitan Planning Commission |
| <input type="checkbox"/> Solid Waste Management Committee | <input type="checkbox"/> Board of Zoning Appeals |
| <input type="checkbox"/> Historic Preservation Advisory Board | <input type="checkbox"/> Human Relations Board |
| <input type="checkbox"/> Board of Health | <input type="checkbox"/> D.B. Library Board of Trustees |
| <input type="checkbox"/> JC Airport Advisory Board | <input type="checkbox"/> Parks & Recreation Commission |
| <input type="checkbox"/> JC Public Housing Authority | <input type="checkbox"/> Tree Advisory Board |
| <input type="checkbox"/> Electrical Contractor Board | <input type="checkbox"/> Plumbing and Mechanical Board |
| <input type="checkbox"/> Building Contractors Board | <input type="checkbox"/> Sundown Salute Committee |

DATE 5 APR 12 SIGNATURE [Signature]
 PLEASE SUBMIT YOUR RESUME TO THE ADMINISTRATION SERVICES DEPARTMENT,
 INDICATION THE BOARD YOU ARE INTERESTED IN.

Good afternoon

I would like to request consideration for the open position on the EDC board. Junction City has been very good to our family and I would appreciate the opportunity to provide service to our community. I believe my experience doing business in Junction City and experience gained through my career in engineering, manufacturing and management provides a good perspective. My experience in manufacturing would also give the board a representative who is familiar with the requirements, both hard and soft, of manufacturing companies.

A bit of background

I have lived in Junction City with my wife, Jennifer Arneson DVM of Animal Doctor, and our 2 kids for 10 years. We believe that this is a wonderful community to live in with much to offer that is not always recognized even by those who live here. We have an incredibly diverse population, a reliable workforce, reasonable cost of living, great outdoor activities and much more. During my career, I have evaluated and implemented many projects including facility moves, major equipment purchases, and process changes. These have had values from no cost to several million dollars. I am currently Director of Engineering and Production for Florence Manufacturing in Manhattan. We are the industry leading producer of commercial mailboxes in the United States. I have a Bachelor of Science and Master of Science degrees from Kansas State University both in Industrial and Manufacturing Systems Engineering.

Thank you for your time and consideration, Ty

Ty Arneson
Florence Manufacturing
Director of Engineering and Production
A Gibraltar Industries Company
5935 Corporate Drive
Manhattan, KS 66503
(O) 785 323-4413 (F) 785 537-2950
tarneson@auth-florence.com

April 5, 2012

To: Economic Development Commission

From: Stuart Hays

Subject: Economic Advisory Committee
Letter of Interest

I am a resident of Geary County with my personal address being 12052 Burley Hill Road which is located southeast of Junction City off of highway 57. Our home is located near Don and Florence Whitebread. My wife Carla and I moved to Geary County / Junction City 10 years ago and we are raising 3 boys ages 13, 11, and 8. I'm a Kansas native, growing up in Oakley, KS. but have lived in Wichita, Austin, TX, Lubbock, TX and Omaha, NE over the past 30 years. My whole business career has been focused on serving rural America agribusinesses dealing in all types of food and fiber industries and related infrastructure. This includes interaction with rural community business leaders. My employer is Frontier Farm Credit which lends all over the state of Kansas but is primarily concentrated in the eastern third. We are the largest agricultural lender located in the state of Kansas with \$1.4 billion in loans.

A great deal of my current job responsibility includes successful partnering with other financial institutions on large scale financings which involve complex financial structures and contractual elements. I have involvement with USDA for rural infrastructure projects for water, wastewater, critical care hospitals etc... involving guarantees and direct loans and have awareness of the Community Facility programs offered by USDA.

I have taken a keen interest in the Flint Hills Regional Council and in other economic development events including NBAF over the past few years. I have a general understanding of the Regional Council's charge to provide a unified voice for key regional issues which of course includes Geary County. I believe my professional acumen for planning, negotiating and seeking consensus would serve the Advisory Group well.

I have owned commercial development property in Junction City however did divest my interest in early 2008. I serve as leader / founding board member of Vertical Heart Church in Junction City. We are active members of Blue Line 4-H and will be taking on more leader responsibilities with this club. I do possess a Certified Financial Planner (CFP) designation but due to my current job responsibilities, I do not practice.

I look forward to being able to draw upon my broad, nationwide experiences with rural communities and businesses, providing guidance where I can. We have a lot to be proud of and I would like to contribute to building a better future for this county and regional area.



Stuart Hays

785-565-1292 Cell
785-238-4025 Home
stuart.hays@frontierfarmcredit.com

Dear Geary County Economic Development Board:

I would like to be considered a candidate for the open board position. I believe I would be a good addition to the current board.

I have lived in this community for 17 years and have seen the many changes to the face of Junction City. I am proud to call this my home.

I have served on the Chamber board previously and have a strong understanding of the chamber functions. I have worked as a volunteer at many Convention and Visitor bureau functions. I believe the future of Junction City depends on our ability to attract business and believe that to be the most important function of the EDC.

I do realize we are still on a transitional period with the four divisions coming together as one under the Chamber of Commerce umbrella.

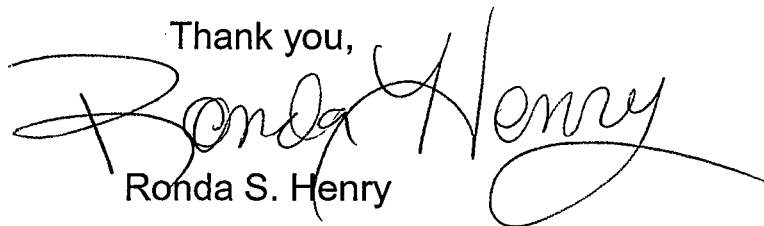
I would be honored to serve on the Economic Development board.

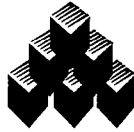
I have been involved in many other wonderful organizations that make this a great place to live.

I am active as a volunteer with the United Way, and have been a team captain for the annual campaign many years. I have served two terms on the Geary Community Hospital Foundation board.

Please consider this my application.

Thank you,


Ronda S. Henry



GERY H. SCHOENROCK

901 W. 6th; P.O. Box 831
Junction City, KS 66441

—
Telephone 785-762-5488
Cell 785-210-5449
Fax 785-762-4452

April 5, 2012

Dear City and County Commissioners,

Enclosed please find my application for another term as a member of the Economic Development Commission.

As you know, I have served on the EDC for the past three years. I feel I have been an asset to the decision making process of the commission would love to continue to participate as a member. My years of experience developing real estate in Junction City and across the State of Kansas along with my banking experience, provides unique insight into EDC opportunities.

Enclosed is a brief biographical sketch. Having been an active member of this community for over 50 years, I have participated in a wide variety of community activities through the years.

Thank you for your consider of my re-appointment to the EDC. Should you have any questions or concerns, please feel free to contact me at 785-210-5449.

Sincerely,



Gery Schoenrock

GARY H. SCHOENROCK

Born October 8, 1949

Graduated from Junction City High School – 1967

Graduated from Kansas State University – 1971 with a Bachelor of Science degree

Licensed Real Estate Broker since 1971

Founded Schoenrock Realtors and Developers – April, 1974

Renovated and built numerous new homes and apartments in 1970's and 1980's in Junction City

Developed Wheatland Hills Subdivision Units 1 and 2 in 1980's
Units 3 and 4 in 2005

Built and developed several local commercial projects

Built numerous commercial buildings across state which are leased back to State of Kansas

Built Millennium Bank building (2006-2007)

Major organizer of Millennium Bank

Has served as Chairman of the Board of Millennium Bank from its organization to present.

Involved in and has held leadership roles in various community organizations over the past 40 years.

Has served on the EDC since 2009.

Married - wife Patti

Has two grown sons – Anderson and Kendall

April 5, 2012

Junction City Chamber of Commerce
701 North Jefferson Street
Junction City, KS 66441

To Whom It May Concern:

I wish to apply for one of the two positions on the Economic Development Commission (EDC) advisory council.

I have lived in this area since March of 1998; and have taken a keen interest in the business climate of this community.

My having a BA and MBA along with over 43 years experience in managing, teaching and also mentoring/advising others in career opportunities, does give me a good insight as to what is feasible and what isn't. I currently attend EDC meetings on a regular basis and am active with several non-profit groups in the area. It would be an honor to be appointed to the EDC with voting privileges.

Respectfully,

A handwritten signature in black ink, appearing to read 'Allan Rothlisberg', with a long horizontal line extending to the right.

Allan Rothlisberg
113 Byrd Street
Junction City, Kansas 66441

Backup material for agenda item:

- c. Consideration of Edenspace approval to Board of Directors.

CITY OF JUNCTION CITY
CITY COMMISSION

AGENDA MEMO

Meeting Date: May 1, 2012

To: City Manager and City Commissioners

From: Katie Logan, City Attorney

Dated: April 25, 2012

Agenda Item: Edenspace
Annual Election of Series A representative to Board of Directors
New Investment

DISCUSSION

Background

This is an update and follow up to my Agenda Memo of reported at the April 17, meeting, copy attached,

May 10 is the next shareholder meeting. A form of consent for the election of Ken Frahm as director is attached to this Memo, and requires approval by the City Commission. I understand that the Spirit Board approved Ken Frahm at its meeting on April 12. The stock is titled in the name " Junction City Spirit of '76" and because the entire purchase price of the was paid by the City, both the City Commission and Board of Spirit of '76, must approve the election of directors.

The attached consent, if approved by the City Commission, should be signed by the appropriate officer of Spirit of '76.

The attached form of consent includes Ken Frahm as the "Series A Preferred" director, as well as reelection of the other incumbent directors.

I have also been advised by Bruce Ferguson of Edenspace that it is proceeding with the convertible debt offering and will offer the Spirit of '76/City the opportunity to invest another \$300,000 - \$400,000. A final term sheet will not be ready until May 1. No action is required on the convertible debt offering unless the City/Spirit elects to participate.

Action: Approval of slate of Board of Directors Edenspace for year commencing May 10, 2012

Possible Motion: Move to approve the consent of directors of Edenspace in substantially the form presented and to authorize the President of Spirit of '76 to execute same.

Attachment: April 17 agenda memo
Form of Stockholder Consent

SPIRIT OF '76
BOARD OF DIRECTORS

AND

CITY OF JUNCTION CITY
CITY COMMISSION

JOINT AGENDA MEMO

Meeting Dates: April 12, 2012, Spirit Board
April 17, 2012, City Commission

From: Katie Logan, City Attorney

Dated: April 10, 2012

Agenda Item: Edenspace
Annual Election of Series A representative to Board of Directors
New Investment

DISCUSSION

Background

The Series A Preferred Stock in Edenspace is owned 7.1% by Bruce Ferguson family, 7.1% by KTEC [now succeeded by Kansas Department of Commerce], and 85.7% by City/Spirit.

The holders of the Series A Preferred Stock may annually elect one director to the Board of Directors.

Ken Frahm has been elected as the Series A Director since City and KTEC invested in 2007.

Mr. Frahm has attended Spirit and City Commission Board Meetings in the past.

The directors as of June, 2011, as reported by Edenspace, were:

Fredric W. Corrigan
Bruce W. Ferguson
Kenneth Frahm (elected by Series A)
Heather Sandiford
Harrison Schmitt
Richard H. Truly

In October, 2011, Bruce Ferguson and Wayne Mayhew met with City staff and indicated that Mr. Ferguson and Mr. Mayhew planned step down as full-time officers and employees of the Company. Subsequently, Dr. Michael Blaylock has been named Mr. Ferguson's successor as President and CEO, Mr. Ferguson continues as nonexecutive Chairman, and Mr. Mayhew serves as part-time VP and CFO.

I am advised by Bruce Ferguson that the annual shareholder meeting is currently scheduled for May 10, 2012, in Manhattan, and that notice of the meeting as well as notices relating to an opportunity for existing shareholders to make an additional investment, will be sent shortly, but not prior to the Spirit Meeting on April 12. Directors are elected at the annual meeting, and the paperwork necessary for the City to exercise its right to elect a director should be received by the City next week.

Mr. Frahm has expressed an interest in continuing to serve as the Series A designated director, and advises that Warren Weibe of the Kansas Department of Commerce approves his continuation as the Series A Director. Mr. Frahm advises that he believes that all of the other current Directors will continue to serve.

Mr. Frahm has agreed to make quarterly reports (in person or by conference call) to the Spirit Board and the City Commission, both in public session, and to the extent necessary to discuss confidential data relating to financial affairs or trade secrets of corporations, partnerships, trusts, and individual proprietorship, in executive session.

Confidential data relating to financial affairs or trade secrets of Edenspace is permitted to be reported in executive session to the Board of Spirit and to the City Commission under the Kansas Open Meetings Act, KSA 75-4319(a)(4).

The Spirit Board should consider and recommend the reelection of Ken Frahm as the Series A designated director at its regularly scheduled April 12 meeting, or at a special meeting to be held prior to the May 1 City Commission meeting.

It is anticipated that the City Commission will not act on the selection of a Series A designated Director of Edenspace until the May 1 City Commission Meeting. Accordingly another Agenda Item will be included on the May 1 City Commission Agenda.

Attachment: Resume Mr. Frahm

EDENSPACE SYSTEMS CORPORATION

Stockholder Consent

May 1, 2012

The undersigned hereby consents to and adopts the following resolution:

RESOLVED, that the following persons be, and they hereby are, elected directors of the Company, to serve on the Board of Directors for the term set forth in the By-Laws of the Corporation: Fredric W Corrigan, Kenneth Frahm, Bruce W. Ferguson, Heather R. Sandiford, Harrison H. Schmitt, and Richard H. Truly.

This consent may be executed by facsimile signature and in any number of counterparts, each of which shall constitute an original but all of which taken together shall constitute one and the same instrument.

Executed as a sealed instrument as of the date set forth below.

JUNCTION CITY SPIRIT OF '76

Printed Name of Stockholder

Signature of Stockholder

By:_____

Title:_____

Address:_____

Date:_____

PLEASE EMAIL OR FAX A COPY OF THIS PAGE AFTER COMPLETING, SIGNING AND DATING IT, TO EDENSPACE SYSTEMS CORPORATION AT THE ADDRESS INDICATED BELOW AND RETURN THE ENTIRE COMPLETED ORIGINAL STOCKHOLDER CONSENT TO EDENSPACE SYSTEMS CORPORATION AS SOON AS POSSIBLE.

EDENSPACE SYSTEMS CORPORATION

1500 Hayes Drive

Manhattan, Kansas 66502

Attention: Wayne Mayhew

TELEPHONE NO.: 785-587-8200

FACSIMILE NO.: 785-539-3185

EMAIL ADDRESS: admin@edenspace.com

Kenneth Frahm

410 N. Grant • Colby, Kansas • 785/462-6948 • 785/460-3003 (Fax) • 785/462-1432 (Cell)
kfrahm@st-tel.net

Professional Experience:

Self-employed farmer, Colby, Kansas, 1975 to present, own irrigated and dry farm land in northwest Kansas and participate in associated ventures: Allied Family Farm, Grain Management, Inc. These family ag enterprises produce over one half million bushels of grain annually.

Edenspace Systems, Inc., Manhattan, KS. Board of Directors member, 2007 through present.

Kansas Energy Council, 2006 -- 2009, Chairman, appointed by Governor Sebelius.

Kansas 25 by '25, State Chairman, 2009 to present.

JW Prairie Windpower, Lawrence, KS., since 2004 to 2006, Chairman of Advisory Board.

Kansas Technology Enterprise Corp., many years as member of Investment Committee through 2009. Member of Board of Directors 2011.

Fort Hays State University Endowment Association, Board Member, member of Executive Committee and Past Chairman of Investment Committee.

United States Department of Agriculture, Farm Service Agency, State Committee, appointed by Secretary Veneman, 2001 – 2009.

Kansas Development Finance Authority, Topeka, Kansas, President and CEO (full-time position), appointed by Governor Graves, 1998 to 2000.

Kansas Department of Revenue, Use Value Appraisal Committee, Topeka, appointed by Secretary of Revenue, ongoing.

1st American Capital, holding company starting up a new life insurance company in Kansas, original Board member, 1997 to 2006.

21st Century Grain Processing Cooperative, value-added closed co-op, original Chairman of Board during start-up and SEC Reg A filing in 1997, Board member through 2000.

21st Century Alliance, closed co-op developing value-added investments, Board member, 1996 to 1998.

Washburn University, Topeka, adjunct faculty, Real Estate Finance, 1996.

Kennedy and Coe, CPAs, Goodland, Kansas, Advisory Board member, 1993 to 1995.

Farmers and Merchants Bank, Colby, and successor banks (Bank IV, Boatman's, NationsBank), member of Board '92 to '96.

Kansas Newman College, Wichita, Kansas, Business Manager and Treasurer, 1973 to 1974.

Jack DeBoar Associates, Wichita, Cash Manager, 1972 to 1973.

Cessna Aircraft Company, Wichita, Finance Specialist, Cessna International Finance subsidiary, 1970 to 1971, Cessna Corporate Finance Office Manager, 1971 to 1972.

Continental Illinois National Bank and Trust Company of Chicago, Portfolio Manager, Trust Investment Department, '69 to '70.

Education:

Colby Community High School, 1964.

Fort Hays (Kansas) State College, BA Economics, 1968.

University of Texas at Austin, MBA Finance, 1969.

Personal Data:

Born: Colby, Kansas, March 26, 1946.

Family: *Wife*, Sheila Frahm, former Kansas Senate Majority Leader, Kansas Lieutenant Governor and U.S. Senator.
retired Executive Director of Kansas Association of Community College Trustees.
Daughter, Amy Bertrand, 41, J.D. & MCSW, KU. Social Worker with VanGo Mobile Arts, Lawrence.
Daughter, Pam Geihlsler, 39, book keeper Allied Family Farm, Colby, Ks.
Daughter, Chrissie Frahm, 29, Student Washburn University, Topeka, Ks.

Other Activities:

Thomas County Republican Central Committee, past Chairman; Kansas Area United Methodist Foundation, past Board member and Chairman of Investment Committee; Thomas County Hospital Association's New Hospital Fund Drive, past Chairman; Thomas County Historical Society, past Board member and Chairman of Building Committee; Rotary Club, Paul Harris Fellow, member and past President; Kansas Water Resources Association, past Vice-President; Colby United Methodist Church, member; Kansas Farm Bureau, member; Kansas Livestock Association, member; Kansas Corn Growers Association, member; Kansas Association of Wheat Growers, member; Kansas Water Congress, Executive Committee.

Backup material for agenda item:

- a. Consideration of Ordinance S-3016 approving Dick Edwards Auto Plaza TIF Plan

City of Junction City

City Commission

Agenda Memo

May 1, 2012 Meeting Date

From: Katie Logan, City Attorney
To: City Commission & Gerry Vernon, City Manager
Subject: Dick Edwards Auto Plaza TIF Plan
Consideration of Draft Ordinance S-3016
Dated: April 25, 2012

Issue:

The public hearing was continued to April 30, 4:00 p.m. at a joint meeting of the City Commission and County Commission.

A draft Ordinance approving the Dick Edwards Auto Plaza TIF Plan is attached.

As of this writing there are blanks and bracketed parts of the draft Ordinance because the analysis of the City's Financial Advisor, Jeff White of Columbia Capital Management, is ongoing, including the appropriate "taxable retail sales" base and maximum "term" of the TIF.

The attached draft Ordinance is drafted as a "conditional" approval, and would not be published and become final unless and until all of the specified conditions have been satisfied.

The City Commission may determine, in its discretion, not to approve at this time, or to approve in a version modified from the attached.

Presentations and a further report will be made by both Jeff White and Theron Froggatte on behalf of the developer.

Possible Actions:

Motion to Amend Draft Ordinance as specified in the motion [e.g. motion would "fill in blanks" or modify other provisions] – requires majority approval, to be followed by a Motion to Approve Ordinance 2013 as amended on first reading – requires 2/3 approval – 4 affirmative votes

Motion to table indefinitely – requires majority approval

Motion to table to date certain – requires majority approval

Enclosures:

Draft Ordinance No. S-3016

AN ORDINANCE APPROVING AND ADOPTING A REDEVELOPMENT PROJECT PLAN FOR THE DICK EDWARDS AUTO PLAZA PROJECT WITHIN THE BOUNDARIES OF THE DICK EDWARDS AUTO PLAZA REDEVELOPMENT DISTRICT IN THE CITY OF JUNCTION CITY, KANSAS (THE DICK EDWARDS AUTO PLAZA PROJECT)

WHEREAS, pursuant to K.S.A. 12-1770 *et seq.*, as amended (the "Act") and Ordinance No. S-3026 of the City of Junction City, Kansas (the "City"), passed on September 30, 2008, as amended by Ordinance No. S-3103, passed on February 21, 2012, and in order to promote, stimulate and develop the general and economic welfare of the City, the governing body of the City has established the Dick Edwards Auto Plaza Redevelopment District ("Redevelopment District") in the City; and

WHEREAS, a redevelopment project plan known as "the Dick Edwards Auto Plaza Project Plan" has been proposed for Project Area within the Dick Edwards Auto Plaza Redevelopment District ("Project Area"); and

WHEREAS, the boundaries of Project Area are depicted on the map attached hereto as Exhibit A; and

WHEREAS, the legal description of Project Area is attached hereto as Exhibit B; and

WHEREAS, a copy of the Dick Edwards Auto Plaza Project Plan, as amended, is on file with the City Clerk and has been delivered by the City Clerk to the Board of County Commissioners of Geary County, Kansas and to the Board of Education of Unified School District No. 453, Geary County, Kansas; and

WHEREAS, on December 8, 2011, the Junction City/Geary County Planning Commission reviewed the Dick Edwards Auto Plaza Project Plan and found and determined that it is consistent with the comprehensive plan for the development of the City of Junction City, Kansas; and

WHEREAS, pursuant to the Act and Resolution No. 2673 of the City, adopted on March 20, 2012, the City has declared its intention to consider the Dick Edwards Auto Plaza Project Plan for the Project Area and has provided for a public hearing to consider adoption of the Dick Edwards Auto Plaza Project Plan; and

WHEREAS, a public hearing was held on April 17, 2012, and adjourned to April 30, 2012, to consider adoption of the Dick Edwards Auto Plaza Project Plan, at which hearing all interested parties were given an opportunity to be heard.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF JUNCTION CITY, KANSAS, AS FOLLOWS:

Section 1. Pursuant to the Act, the Dick Edwards Auto Plaza Project Plan for the Project Area of the Dick Edwards Auto Plaza Redevelopment District as on file in the office of the City Clerk is hereby adopted and approved, subject to the following conditions:

1. The Developer, Richard L. Edwards, the City and the County will enter into a Development Agreement no later than June 1, 2012, on terms which are mutually satisfactory, which will include the following terms:

a. The acquisition of approximately 12 acres of land at the intersection of Goldenbelt Boulevard and US Highway 77, and the development by the Developer of two (2) approximately 10,000 square foot auto dealership buildings, an approximately 25,000 square foot auto repair and maintenance facility, and private and adjacent public improvements necessary to service such facilities (the "Project");

b. An agreement that the Project will serve as a new vehicle dealership for Ford/Lincoln, Kia and Chrysler/Dodge/Ram/Jeep brand lines;

c. Taxes captured to reimburse TIF eligible expenses shall consist of the following:

(i) Real Property Taxes. Incremental real property taxes captured in the District as provided by KSA 12-1775;

(ii) City Sales Taxes. Incremental City sales tax receipts generated in the Project Area equal to:

A. One (1%) percent of any taxable retail sales in any calendar year above a taxable retail sales base of [\$ to be determined] in calendar years commencing 2013, where both the calculation of the amount of taxable retail sales and the [\$ to be determined] base retail sales figure take into account taxable retail sales generated at both the current Dick Edwards Grand Avenue auto dealership facility and at the Project; and

B. One (1%) percent of all other taxable retail sales within the Project Area.

(iii) County Sales Taxes. Incremental County sales tax receipts generated in the Project Area equal to:

A. One (1%) percent of any taxable retail sales in any calendar year above a taxable retail sales base of [\$ to be determined] in calendar years commencing 2013, where both the calculation of the amount of taxable retail sales and the [\$ to be determined] base retail sales figure take into account taxable retail sales generated at both the current Dick Edwards Grand Avenue auto dealership facility and at the Project;

B. One (1%) percent of all other taxable retail sales within the Project Area.

d. The maximum term for the capture of the above taxes shall be the *earlier* of [20] years from the date of approval of the Project Plan, or the date that all TIF obligations have been paid in full.

e. The Developer's Grand Avenue facility will remain open as an auto dealership for the term of TIF financing.

f. The maximum TIF eligible reimbursed costs are as follows:

TIF ELIGIBLE EXPENSES	
Maximum reimbursed costs	\$4,000,000 less transaction costs
Category not-to-exceed costs	
Land acquisition	\$750,000
Earthwork-storm sewer	\$870,000
Goldenbelt improvements	\$70,000
Water & sewer infrastructure	\$300,000
On-site paving	\$1,300,000
Private street	\$230,000
Engineering	\$270,000
Contingency	\$120,000

g. The Developer will make an investment of not less than \$7,000,000 in the Project, to be funded from private equity and non-TIF financing, or a combination of same.

h. The Developer will report sales tax collections and remittances to the City and the County at the same frequency and in the same format reported to the State of Kansas for all sales tax remittances paid to the State of Kansas.

i. The Developer will report to the City and County not less than quarterly on employment levels at both the Grand Avenue site and in the Project Area.

j. The Developer will complete the Project by June 30, 2013.

k. Excess TIF revenues, if any, will be used for the early retirement of TIF obligations.

l. Such other provisions as may be required by the City, in its discretion.

2. On or before May 15, 2012, the Developer will furnish the City and the County with a commitment from Kansas State Bank to finance the Project, including the purchase of Tax Increment Financing Revenue Bonds to be issued by the City, in form and content satisfactory the

DRAFT April 25, 2012

City and County, and including such sufficient detail as to permit advisors of the City and County to calculate the likely proceeds of such financing to be available for construction of the Project.

3. The Board of Commissioners of Geary County, Kansas, by Resolution approved on or before May 15, 2012, will have approved the capture of a county sales tax of 1% to be pledged to the payment of TIF eligible expenses described herein, subject to the satisfaction of the other conditions provided herein.

Section 2. This Ordinance shall not be published unless and until the above conditions have been satisfied. If the above conditions are not satisfied by June 6, 2012, this Ordinance shall not be effective, and shall be deemed revoked without further action on the part of the City Commission.

Section 3. In accordance with the Act, following publication of this Ordinance, the City Clerk is authorized and directed to send a copy of the description of the land within the Project Area, a copy of this Ordinance, and a map indicating the boundaries of Project Area to the County Clerk, County Assessor, County Treasurer and Board of County Commissioners of Junction City County, Kansas, and the Board of Education of Unified School District No. 475.

Section 4. The Mayor, City Manager, Finance Director, City Clerk and other officials and employees of the City, are hereby further authorized and directed to take such other actions as may be appropriate or desirable to accomplish the purposes of this Ordinance.

Section 5. This Ordinance shall be in full force and effect from and after its passage by the governing body of the City and publication once in the official City newspaper.

PASSED by no less than two-thirds of the members-elect of the Governing Body of the City of Junction City, Kansas on May ____, 2012.

Pat Landes, Mayor

ATTEST:

Tyler Ficken

Backup material for agenda item:

- b. Consideration of approval of the Final Plat of the Chestington Addition, a replat of Blocks 4 & 5, Schnell's Addition, to the City of Junction City, Kansas. Planning & Zoning Director Yearout presenting.

City of Junction City

City Commission

Agenda Memo

May 1, 2012

From: **David L. Yearout, AICP, CFM, Director of Planning and Zoning**
To: **City Commission & Gerry Vernon, City Manager**
Subject: **Final Plat – Chestington Addition**

Issue: Consideration of approval of the Final Plat of the Chestington Addition, a replat of Blocks 4 & 5, Schnell's Addition, to the City of Junction City, Kansas.

Explanation of Issue: This is the request of Kaw Valley engineering, agent for Crown Investment Company, owner, to replat Blocks 4 and 5 of Schnell's Addition to Junction City, to be known as the Chestington Addition. The property sits at the southeast corner of Washington Street and Chestnut Street. It is being replatted to create a single lot for commercial development. It encompasses the two blocks bounded by Chestnut Street on the north and Spruce Street on the south, and Washington Street on the west and Franklin Street on the east. The replat will vacate Walnut Street between Washington Street and Franklin Street, as well as the two alleys running east/west between Washington Street and Franklin Street. The alleys will be retained as utility easements because there are sanitary sewers and overhead power lines in these alleys. The property was rezoned to "CG" General Commercial by ordinance in February of this year.

The Metropolitan Planning Commission considered this request at its January 19, 2012, meeting and by unanimous vote of the members present approved the Final Plat of the Chestington Addition to the City of Junction City, Kansas, subject to completion of a Developer's Agreement to the satisfaction of the City. A copy of the staff report is attached, and the Developer's Agreement has been agreed to and is presented for action with the plat.

Alternatives: In accordance with K.S.A. 12-752, for the Final Plat to be approved for recording with the Register of Deeds the City Commission must approve the plat, thereby accepting the dedications granted thereon.

Staff Recommendation: Approve the Final Plat of the Chestington Addition and authorize the Mayor and City Clerk to sign accordingly, and accept the Developer's Agreement and authorize the Mayor and City Clerk to sign accordingly.

Suggested Motion:

Commissioner _____ moved that the Final Plat of the Chestington Addition to the City of Junction City, Geary County, Kansas, be approved, the Mayor and City Clerk be authorized to sign the plat accepting the dedications thereon, and authorize the Mayor and City Clerk to sign the Developer's Agreement for said plat.

Commissioner _____ seconded the motion.

Enclosures:

Copy of Minutes of the January 19, 2012, meeting.

Copy of Staff Report
Copy of Final Plat approved by MPC

JUNCTION CITY/GEARY COUNTY, KANSAS METROPOLITAN PLANNING COMMISSION BOARD OF ZONING APPEALS

MINUTES

**January 19, 2012
7:00 P.M.**

Members (Present)

Brandon Dibben
Maureen Gustafson
Ken Mortensen
John Moyer
Mike Ryan

Members (Absent)

Mike Steinfert
Mike Watson

Staff

David Yearout
Shari Lenhart

1. CALL TO ORDER AND ROLL CALL

Vice-Chair Gustafson called the meeting to order at 7:00 p.m. and noted a quorum present with Commissioners Steinfert and Watson absent.

2. APPROVAL OF MINUTES

Commissioner Mortensen moved to approve the minutes of the December 8, 2011, meeting as written. Commissioner Dibben seconded the motion and it passed unanimously.

3. OLD BUSINESS - None

Item No. 1 – Case No. Z-08-01-11 – Public hearing to rezone a portion of the property at 11606 South Highway K-57, Junction City, Kansas.

Vice-Chair Gustafson called the hearing to order on the application of Chad Ziegler, owner, requesting to rezone from “A” Agricultural District to “CG” General Commercial District, a portion of the property at 11606 South Highway K-57, Junction City, Geary County, Kansas.

Mr. Yearout noted this case was being continued from November, 2011, which is the last time the case was discussed. The intent at that time was to publish for consideration of a Conditional Use Permit for the January meeting. However, since the new County Zoning Regulations were not adopted until January 7, 2012, staff is recommending the Metropolitan Planning Commission take formal action to dismiss the original application for the rezoning and authorize the reconsideration of the request as a Conditional Use Permit under the new Zoning Regulations. Because of the later date for this meeting, the public hearing can not be held until the March meeting.

Commissioner Mortensen moved to dismiss Case No. Z-08-11, the application of Chad Ziegler, owner, requesting to rezone from “A” Agricultural District to “CG” General Commercial District, a portion of the property at 11606 South Highway K-57, Junction City, and authorize

setting a public hearing for the March, 2012, meeting as a Conditional Use. Commissioner Moyer seconded the motion and it passed unanimously.

Item No. 2 – Case No. SUP-11-01-11 - Public hearing for a Special Use Permit to install a parking lot at J-Hill Road and Smokey Lane, Geary County, Kansas.

Vice-Chair Gustafson called the hearing to order on the above case and called for comments from staff.

Mr. Yearout stated the applicant had originally requested this matter be continued to February, 2012. No new information has been received; however staff has heard there are discussions on-going concerning the extent to which improvements would need to be made and how much that would cost. The City of Grandview Plaza has also been involved in some discussions, but there has been no indication any agreements have been reached. Staff is recommending the case be continued until the February, 2012, meeting, but that a decision between the parties will be needed by that time. Staff stated a letter would be written to both parties indicating a decision will be required at the February meeting or the matter will be forwarded with a recommendation of denial.

Commissioner Moyer moved that Case No. SUP-11-01-11, the application of Carl Corey, agent for Harold Glessner, owner, requesting a Special Use Permit on property zoned "A" Agricultural to install a parking lot near the southwest corner of the intersection of Smokey Lane and J-Hill Road, Junction City, Kansas, be continued to the February meeting. Commissioner Ryan seconded the motion and it carried unanimously.

4. NEW BUSINESS

Item No. 1 – Case No. Z-01-01-12 – Public hearing to rezone property bounded on the North by Chestnut Street, on the South by Spruce Street, on the East by Franklin Street and on the West by Washington Street.

Vice-Chair Gustafson called the public hearing to order on the application of Kaw Valley Engineering, agent, on behalf of Crown Investment Company, owner, to rezone from "CSR" Service Commercial Restricted District, "MH" Mobile Home Park District, and "CCS" Central Commercial Special District to "CG" General Commercial District, the two blocks located at the south of Chestnut Street between Washington Street and Franklin Street.

Mr. Yearout reviewed the staff report indicating this property has been a mixture of commercial, residential and mobile homes uses over the years. That is why the existing zoning pattern is the way it is. The bulk of the property has been vacant for the past several years, with the remaining structures along Chestnut Street being razed in 2011. As of the time of this application all of the property within the two blocks is vacant and under single ownership. The intent of this rezoning is to place the entire property into a single zoning classification that provides enough flexibility to encourage the redevelopment of the land.

Mr. Yearout stated that a replat of these two blocks will be considered later in this meeting. That replat will place all the property into a single lot and also proposes to vacate Walnut Street between Washington Street and Franklin Street.

Mr. Yearout noted staff is recommending approval of this rezoning because it places the property in one commercial classification; staff believes it complies with the spirit and intent of the Zoning Regulations, and is in the best interest of the community.

Vice-Chair Gustafson opened the hearing for public comment.

Leon Osbourn, Kaw Valley Engineering, representing the property owner, stated the property is now owned by Kansas State Bank. In discussing the conditions on the property with staff it was felt the rezoning and replatting would be the best method to resolve all the other challenges on the property. He stated he concurred with staff comments and would be glad to answer any questions.

There being no further questions or appearances, Vice-Chair Gustafson closed the public hearing and called for a motion.

Mr. Yearout stated that Gary Junghans had sent an e-mail asking what the case was about. Mr. Yearout indicated he sent a reply to Mr. Junghans explaining the substance of the request and received a "thank you" with no additional questions or comments.

Commissioner Ryan moved that Case No. Z-01-01-12, the request of Kaw Valley Engineering, agent, on behalf of Crown Investment Company, owner, to rezone from "CSR" Service Commercial Restricted District, "MH" Mobile Home Park District, and "CCS" Central Commercial Special District to "CG" General Commercial District, the property located between Chestnut Street on the north and Spruce Street on the south, and between Washington Street on the west and Franklin Street on the east, all in Junction City, Kansas, be recommended for approval by the City Commission based on the reasoning stated in the staff report and as presented at this public hearing. Commissioner Dibben seconded the motion and it carried unanimously.

Mr. Yearout stated that this case is scheduled for consideration by the City Commission at the regularly scheduled February 21st meeting, which is the first meeting following the completion of the protest period.

Item No. 2 – Case No. Z-01-02-12 – Public hearing to rezone residential properties located on the south side of West 7th Street between Adams Street and Garfield Street.

Vice-Chair Gustafson called the public hearing to order on the application initiated by the City Commission of Junction City, Kansas, to rezone from "CSP" Special Commercial District to "RM" Multiple Family Residential District, the properties used residentially on the south side of West 7th Street between Adams Street and Garfield Street, Junction City, Kansas.

Mr. Yearout reviewed the staff report and noted the intent of this action is to place the non-commercial properties on the south side of 7th Street into a zoning category that permits the existing uses; thereby removing the "grandfathered" condition from the properties. Changes in lending laws in the past few years have made financing for single-family homes that are in commercial zones virtually impossible. The reason is because, in the event the residential structure is destroyed beyond 50% of its value, the City has no authority to issue a building permit to restore or rebuild the home. The City has processed at least three rezonings in the past year to rectify this situation so a home sale could be completed. This rezoning is intended to remove this same potential hurdle for the single-family homes along 7th Street.

Mr. Yearout stated that this rezoning will have no effect on the property taxes and there are no plans by the City to raze single-family homes and build apartments. The proposed rezoning to "RM" (Multiple Family) matches the "RM" zoning on the north side of 7th Street. The City is not forcing this change on anyone. If a property owner wishes to retain the designated commercial zone, they may do so but we will need to identify that parcel. To date, no-one has

made such a request. For these reasons and those stated in the staff report, staff is recommending approval of this case to the City Commission.

In response to a question from Commissioner Mortensen, Mr. Yearout stated the residential properties will be zoned "RM" Multiple Family Residential, the same as on the North side of 7th Street; and the "RM" designation does permit churches.

There being no other questions of staff, Vice-Chair Gustafson opened the hearing for public comment.

Scott Dye, 305 West 7th, stated when he applied for a loan for this property he is buying he was denied because of the commercial zoning on the property. The current owners of the property have moved to Alabama with the understanding there would be no problem with the financing. However, the current zoning of this property has brought the processing of the loan to a halt. Until the property is rezoned to residential, the lending institution will not approve the loan application.

Vice-Chair Gustafson asked if there was anyone else present wishing to be heard. There were no additional questions or comments. Vice-Chair Gustafson closed the public hearing.

Commissioner Mortensen questioned whether consideration should be given on a parcel-by-parcel or block-by-block basis. Mr. Yearout indicated this could be addressed in a single motion.

Commissioner Dibben asked when this area was given the commercial zoning; and if the current property owners were asked what they wanted. Mr. Yearout stated he was unsure when this area was designated for commercial development but the 1975 zoning map shows all this area as commercial.

Commissioner Moyer moved that Case No. Z-01-02-12, concerning the request initiated by the City Commission to consider the rezoning of the residentially used properties on the south side of 7th Street from Adams Street to Garfield Street be rezoned from "CSP" Special Commercial District to "RM" Multiple Family Residential District be recommended for approval by the City Commission based on the reasoning stated in the staff report and as presented at this public hearing. Commissioner Ryan seconded the motion and it passed unanimously.

Mr. Yearout stated this case would be presented to the City Commission at their regularly scheduled February 21st meeting.

Item No. 3 – Case No. FP-01-01-12 – Final Plat for Quarry Oaks Addition Unit No. 1 to the City of Junction City, Kansas.

Vice-Chair Gustafson called the hearing to order on the request of Kaw Valley Engineering, agent, on behalf of RMD Investments, LLC, owner, requesting final plat approval for Quarry Oaks Addition Unit No. 1, being located on the east side of Spring Valley Road and north of Indian Ridge 6 Addition.

Mr. Yearout gave a brief overview of the staff report, stating that this final plat is in conformance with the approved preliminary plat and no alterations or changes were made. The developer proposes to privately pay for the extension of the public streets and utilities. In accordance with the Subdivision Regulations, a development agreement will be prepared. The final plat will not be presented to the City Commission until the agreement has been approved by

the City Attorney and other City officials. Staff is recommending approval of the Quarry Oaks Addition Unit No. 1, subject to execution of the development agreement.

Leon Osbourn, Kaw Valley Engineering, representing the developer, stated he had no other comments to add to the staff report and was present to answer any questions the Commission might have.

There was some general discussion between the Commissioners, staff and Mr. Osbourn regarding the facing of the home on Lots 1 and 8; why Lots 12 and 13 show two utility easements; and why there was only a 25-foot easement along Spring Valley Road. Mr. Osbourn explained all the reasons behind why those items are shown on the plat that way; which primarily is to comply with the Subdivision Regulations or requirements of the City for utility purposes.

There were no other appearances or public comment.

Commissioner Mortensen moved that Case No. FP-01-01-12, the application of Kaw Valley Engineering, agent, on behalf of RMD Investments, LLC, owner, requesting final plat approval of Quarry Oaks Addition, Unit No. 1, located on the east side of Spring Valley Road and north of Ponca Drive, be approved and the Chairman and Secretary be authorized to sign the plat; and the plat be forwarded to the City Commission of Junction City for final approval and acceptance upon completion of the development agreement addressing the public improvements within the plat. Commissioner Moyer seconded the motion and it passed unanimously.

Mr. Yearout stated that this case would be presented to the City Commission once the developer's agreement is accepted by the City Attorney and other interested City officials.

Item No. 4 – Case No. FP-01-02-12 – Chestington Addition, a Replat of Blocks 4 & 5 Schnell's Addition, to the City of Junction City, Kansas.

Vice-Chair Gustafson called the public hearing to order on the request of Kaw Valley Engineering, agent, on behalf of Crown Investment Company, owner, requesting final plat approval for the Chestington Addition, a replat of Blocks 4 & 5 Schnell's Addition, bounded on the North by Chestnut Street, on the South by Spruce Street, on the East by Franklin Street and on the West by Washington Street.

Mr. Yearout stated this is the same area considered in rezoning Case No. Z-01-01-12. The intent of this replat is to create a single lot and to vacate Walnut Street between Washington and Franklin Streets. The alleys will be vacated but retained as utility easements because the sanitary sewer mains of the City are in these alleys. Discussion with other utility representatives indicated there are no other utilities in the alleys and the only utilities in the Walnut Street right-of-way are some older electric lines that will be removed. Mr. Yearout stated another concern was the impact vacation of Walnut Street would have on storm drainage for the area. Engineering analysis shows that by connecting the curb line across Walnut Street on the east side of Washington Street, storm water will flow to the north or south since this is a "high point" at this location.

Another concern is that staff believes it is in the best interest of the City to require access control at the intersection of Washington Street and Chestnut Street. Staff is recommending a minimum of 100 feet of access control at that intersection.

Mr. Yearout stated staff believes this replat is in the best interest of the community and that adequate safeguards are in place to provide protections to the surrounding properties from

any use that may come forward. This replat, along with the rezoning of the property, should enhance the redevelopment potential of the site. A separate development agreement will be prepared that will address all the necessary issues associated with the replat until redevelopment occurs.

Mr. Yearout stated staff recommends this request be recommended for approval, subject to the final plat document showing the access controls identified along Washington Street and Chestnut Street, and the completion of the development agreement addressing the issues identified by staff and at this meeting.

Leon Osbourn, Kaw Valley Engineering, representing the property owner, indicated this replat will make this property more marketable for commercial development. Any costs associated with relocation of the existing Walnut Street storm sewer or the "alley" easements will be absorbed by the developer. As pointed out by staff, a developer's agreement can be drafted to safeguard the City against incurring an undue financial burden.

General discussion ensued between the Commissioners, staff and Leon Osbourn regarding when Walnut Street would be closed and safety issues involved, KDOT requirements regarding curb-cuts along Washington Street, distance from the Washington/Chestnut intersection for ingress/egress curb-cuts, storm water drainage, and contents of a developer's agreement. Answers were provided regarding all subjects to the satisfaction of the Commission.

There being no further questions or comments from staff or the public, Vice-Chair Gustafson called for a motion.

Commissioner Mortensen moved that Case No. FP-01-02-12, concerning the request of Kaw Valley Engineering, agent, on behalf of Crown Investment Company, owner, to replat the two blocks located south of Chestnut Street and east of Washington Street, Junction City, Kansas, be recommended for approval, subject to the final plat document showing the access controls identified by staff, and the completion of the development agreement addressing the issues identified by staff and at this meeting. Commissioner Moyer seconded the motion and it passed unanimously.

Mr. Yearout stated that this case would be presented to the City Commission once the final plat is received and the developer's agreement is accepted by the City Attorney and other interested City officials.

RECESS AS METROPOLITAN PLANNING COMMISSION AND CONVENE AS BOARD OF ZONING APPEALS

Vice-Chair Gustafson declared the Metropolitan Planning Commission as being in recess and convene as the Board of Zoning Appeals.

- 5. OLD BUSINESS - None**
- 6. NEW BUSINESS**

Item No. 1 – Case No. BZACU-01-01-12 – Public hearing for a Conditional Use Permit to convert a portion of a commercial building to apartments in the "CC" Central Commercial District.

Vice-Chair Gustafson called the public hearing to order on the application of Russell Schmidt, owner, requesting a Conditional Use Permit, to convert a portion of a commercial building to apartments in a building in the "CC" Central Commercial District, located at 813 North Jefferson, Junction City, Kansas.

Mr. Yearout gave a brief overview of the detailed information set out in the staff report regarding the property history and the Zoning Regulation guidelines for the Board to approve a conditional use permit. Mr. Yearout noted ownership and uses have changed several times over the intervening years and the building has been vacant for several years. The applicant, Mr. Schmidt, believes converting a portion of the building for residential use will allow the building to be used, since there is a high demand for residential properties. The applicant has been working with the Code Enforcement Department regarding building code requirements to have a residential use and a commercial use share the same building.

Mr. Yearout stated a letter was received from Janice Howard, owner/operator of Vacuum Center - Service Master at 817 North Jefferson, listing concerns about parking, noise and construction of a firewall between the proposed apartments and their building. No other correspondence or concerns were received.

Mr. Yearout stated that staff is recommending approval of this application because it meets the spirit and intent of the Zoning Regulations and the building has remained unused for commercial purposes.

There being no immediate questions of staff, Vice-Chair opened the hearing for public comment.

Mr. Russell Schmidt, applicant, indicated he had visited with the owners of the vacuum business and they do not have any problems. They have agreed to allow vehicle parking in their business parking lot. Mr. Schmidt stated that construction of the apartments is meeting all code requirements for a building with mixed uses. This does involve installation of a 2-hour firewall.

In response to questions from Commissioners, Mr. Schmidt stated just the front portion of the building will be the apartments; the back will remain as a warehouse. They are to be two-bedroom apartments each approximately 700 square feet in size.

There being no further appearances or public comment, Vice-Chair Gustafson closed the public hearing.

There was some general discussion between the Commissioners and staff regarding the parking, possibility of additional units in the future, and clarification that a Conditional Use goes with the property.

Commissioner Mortensen moved that Case No BZACU-01-01-12, the application of Russell Schmidt, owner, requesting a Conditional Use Permit to convert a portion of a commercial building to apartments in the "CC" Central Commercial District, located at 813 North Jefferson, Junction City, Kansas, be approved subject to compliance with the requirements of the Building Code. Commissioner Ryan seconded the motion and it passed unanimously.

ADJOURN AS BOARD OF ZONING APPEALS AND RECONVENE AS METROPOLITAN PLANNING COMMISSION

Vice-Chair Gustafson declared the Board of Zoning Appeals meeting adjourned and reconvened the Metropolitan Planning Commission.

7. GENERAL DISCUSSION

Mr. Yearout informed the Commission about a complaint received regarding the parking of a large motor home in a driveway. Technically, the Zoning Regulations have prohibited the storage/parking of such vehicles in any required front yard. There are guidelines that would allow them; provided, they are no more than one ton, on a concrete pad and meet any applicable side/rear yard setbacks. This should have been enforced since 1986. It appears no enforcement has been done. Discussion is occurring by staff regarding whether to start enforcement or amend the regulations.

Commissioner Ryan stated he remembers what happened when an ordinance was adopted relative to keeping trees timed on private property and the City ended up spending tons of money to have public right-of-way trees trimmed to meet the ordinance requirements. He advised to think through the full impact of any requirements within the regulations.

8. ADJOURNMENT

There being no further business, Commissioner Mortensen moved the meeting be adjourned. Commissioner Ryan seconded the motion and it carried unanimously. Vice-Chair Gustafson declared the meeting adjourned at 8:15 p.m.

PASSED AND APPROVED this _____ day of March, 2012.

Mike Steinfert, Chairman

ATTEST:

David L. Yearout, Secretary



**JUNCTION CITY/GEARY COUNTY
METROPOLITAN PLANNING COMMISSION
BOARD OF ZONING APPEALS**



STAFF REPORT

January 17, 2012

TO: Metropolitan Planning Commission / Board of Zoning Appeals

FM: David L. Yearout, AICP, CFM, Director of Planning and Zoning

SUBJECT: FP-01-02-12 – Request of Kaw Valley Engineering, agent, on behalf of Crown Investment Company, owner, to replat the two blocks generally located south of Chestnut Street and east of Washington Street, Junction City, Kansas.

This is the request of Kaw Valley Engineering, agent, on behalf of Crown Investment Company, owner, to replat the two blocks between Chestnut Street on the north, Spruce Street on the south, Washington Street on the west and Franklin Street on the east. This property has been mostly vacant for a number of years and the remaining structures along Chestnut Street were razed in 2011. Presently, there are no structures on any of the properties and all the land is in common ownership.

The intent of this replatting is to clear the legal descriptions of the lots into a single tract and to vacate Walnut Street between Washington Street and Franklin Street. In addition, the intent is to vacate the alleys in these two blocks, both of which run from east to west. The alleys will be retained as a utility easement because the sanitary sewer mains of the City are in these alleys. The plat review discussion with the other utility representatives indicated there were no other utilities that were in the alleys and the only utilities in the Walnut Street right-of-way were some older electric lines that would be removed. The ultimate intent in the vacation of Walnut Street is to grant the land to the property owner so it may be used in planning future commercial development.

In addition, discussion was held regarding the impact of the vacation of Walnut Street to the storm drainage in the area. Presently, Walnut Street serves as the drainage conduit for storm water in the area. According to the applicant, engineering analysis shows the intersection point functions as the “high point” on the east side of Washington Street. By closing the intersection and extending the curb line across that opening, drainage will flow in the curb line to the north and south without causing any problems. The development agreement will address this matter.

The other issue staff believes is in the best interests of the City is to require access control along the east side of Washington Street south from Chestnut Street, and along the south side of Chestnut Street east from Washington Street. Based on conversations with City staff, it is

recommended the access controls extend a minimum of 100 feet along the property line in each direction.

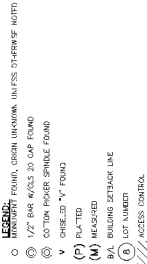
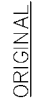
Staff believes this replatting is in the best interests of the community by allowing the property to be redeveloped into a commercial facility that is able to be designed to meet the needs of a new commercial facility at this location. Adequate safeguards are in place to provide protections to the surrounding properties from any use that may come forward. This action, along with the rezoning of the property, should result in an enhanced site for continued commercial development within the City. A separate develop agreement will be prepared that will address the timing and manner in which all the utilities will be removed and how Walnut Street and the alleys will be removed and the land maintained until redevelopment occurs.

Staff Recommendation: Staff recommends the request of Kaw Valley Engineering, agent, on behalf of Crown Investment Company, owner, to replat the two blocks located south of Chestnut Street and east of Washington Street, Junction City, Kansas, be recommended for approval, subject to the final plat document showing the access controls identified by staff, and the completion of the development agreement addressing the issues identified by staff and at this meeting.

Suggested Motion:

I move that Case No. FP-01-02-12, concerning the request of Kaw Valley Engineering, agent, on behalf of Crown Investment Company, owner, to replat the two blocks located south of Chestnut Street and east of Washington Street, Junction City, Kansas, be approved by the Metropolitan Planning Commission, subject to the changes and conditions stated by staff, and the Chairman and Secretary be authorized to sign the plat; and the plat be recommended for approval by the City Commission based on the reasoning stated in the staff report and as presented at this meeting.

A REPLACEMENT OF BLOCKS 4 & 5, SCHNELL'S ADDITION
TO JUNCTION CITY, KANSAS




BOUNDARY CORNER COORDINATES		
ID	NORTH	EAST
A	257218.3561	664576.0429
B	257218.3561	664492.1521
C	257218.8322	6644924.0457
D	257292.0945	6644920.2376
E	257075.7437	6645383.1878
F	257624.7299	6645387.0273
G	257554.7431	6645388.0451
H	257243.2358	6645391.8592

STATE PLANE COORDINATES KANSAS NORTH-
ZONE 1501, NAD 1983, US SURVEY FEET

[illegible]

BASIS OF BEARINGS:

ON THE BASIS OF BEARINGS FOR THIS SURVEY WAS AN ASSUMED BEARING OF N 89° 6' 50" E ALONG THE NORTH LINE OF BLOCK 5, SCHNELL'S ADDITION TO JUNCTION CITY, KANSAS.

	KAW VALLEY ENGINEERING, INC. CONSULTING ENGINEERS - LAND SURVEYORS 2319 NORTH AOKSWAY P.O. BOX 1304 JUNCTION CITY, KANSAS 66441 PH. (785) 762-504C FAX (785) 762-7744 www.kvw.com jcw@kvw.com		PROJECT No. 3529 DRAWN BY BH CHECKED BY RL DATE 5/29/2014 SHEET 1 OF 2
	KAW VALLEY ENGINEERING, INC. IS AUTHORIZED TO CERTIFY THIS SURVEY FOR KANSAS STATE SURVEYING. LICENSE NO. 00000000000000000000 EXPIRES 12/31/12		
	JUNCTION CITY, KS KANSAS CITY, MO LENEXA, KS SAULINA, KS		
	PREPARED FOR: THE BANK OF JUNCTION CITY 539 WEST 6TH STREET JUNCTION CITY, MO 64402		

Backup material for agenda item:

- c. Consideration of Ordinance G-1112 to renew a franchise agreement with Westar Energy for use of City right-of-ways. Finance Director Beatty presenting.

Junction City Commission Agenda Memo

Meeting Date: May 1, 2012

From: Cheryl S. Beatty, Finance Director

To: City Commissioners and Gerry Vernon, City Manager

Subject: Electric Franchise with Westar Energy - Ordinance G- on First Reading

Objective: Action on Ordinance G-1112 to renew our franchise agreement with Westar Energy for use of city right-of-ways.

Explanation of Issue: The franchise agreement was scheduled for renewal on January 1, but was not processed was not started by either of us until end of February. However, the old agreement would remain in place until a new one was established if one or both parties desired changes. Since there had been significant changes in federal legislation we decided to draft a new ordinance based on the new one written by the City of Manhattan. We made minor changes from the new version, which was then sent to Westar for review. We bring it to the City Commission on first reading for approval. This is a 10 year franchise agreement.

Budget impact: The Westar franchise fee is for use of city right-of-ways in the standard amount of 5% of their gross receipts. This is not an increase. The chart below gives you a three year history on the revenue generated for these fees for use of our city right-of-ways.

<u>Year</u>	<u>Amount Collected</u>
2009	\$ 943,417
2010	\$1,064,607
2011	\$1,115,810

Alternatives: The City Commission may approve, disapprove, modify, or table this ordinance.

Enclosures: Ordinance No. G-1112

ORDINANCE NO. G- 1112

AN ORDINANCE AMENDING ARTICLE 1-A, ELECTRIC FRANCHISE, OF CHAPTER 710 – UTILITY FRANCHISES, OF TITLE VII – UTILITIES, OF THE CODE OF ORDINANCES OF THE CITY OF JUNCTION CITY, KANSAS, GRANTING TO WESTAR ENERGY, INC., ITS SUCCESSORS AND ASSIGNS, AN ELECTRIC POWER FRANCHISE, PRESCRIBING THE TERMS OF THE FRANCHISE, AND REPEALING ORDINANCE NO. G-920

WHEREAS, Westar Energy, Inc., provides electric service to customers within the City of Junction City through a franchise agreement adopted by Ordinance No. G-920 with Western Resources, Inc., the predecessor of Westar Energy, Inc.; and,

WHEREAS, the current franchise agreement expired according to its terms on November 20, 2011; and,

WHEREAS, Westar, Inc., and the City of Junction City desire to continue the franchise relationship, because the service provided by Westar, Inc., benefits the citizens of the City of Junction City; and,

WHEREAS, the City has the authority to grant a franchise to Westar Energy, Inc., to provide electric service pursuant to K.S.A. 12-2001, as amended.

NOW THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF JUNCTION CITY, KANSAS:

SECTION 1. Article 1-A, Electric Franchise (Western Resources, Inc.), of Chapter 710, Title VII, of the Code of Ordinances of the City of Junction City, Kansas, is hereby amended to read as follows:

ARTICLE I-A. – ELECTRIC FRANCHISE (WESTAR ENERGY, INC.)

SECTION 710.091: - DEFINITIONS

For the purpose of this electric power franchise agreement, the following terms, phrases, words, and their derivatives shall have the meanings set forth in this section, unless the context clearly indicates that another meaning is intended. Words used in the present tense include the future tense, words in the single number include the plural number, and words in the plural number include the singular. The words "shall" and "will" are mandatory, and "may" is permissive. Words not defined shall be given their common and ordinary meaning.

- (a) *City* means the City of Junction City, Kansas.

- (b) *Company* means Westar Energy, Inc., a Kansas corporation.
- (c) *Distributed or Distribution* means all sales, distribution, or transportation by the Company or by others through the Facilities of the Company in the Right-of-Way to any consumer for use within the City.
- (d) *Customer* means a person, partnership, association, public or private firm, corporation or governmental agency or other entity using Electric Service at a stated location under a Service Agreement.
- (e) *Facilities* means all electric distribution lines, substations, works, and plants together with all necessary appurtenances located in, along, over, upon, under or through the Rights-of-Way.
- (f) *Franchise Agreement* or *Franchise* means this agreement between the City and the Company.
- (g) *Gross Receipts* means any and all compensation and other consideration derived directly by the Company from any Distribution of electric energy to a consumer for any use within the City, including domestic, commercial and industrial purposes, through charges as provided in tariffs filed and approved, and including without limitation interruptible sales and single sales; except that such term shall not include revenues from any operation or use of any or all of the Facilities in the Rights-of-Way by others nor shall such term include revenue from certain miscellaneous charges and accounts, including but not limited to delayed or late payment charges, connection and disconnection fees, reconnection fees, customer project contributions, returned check charges, and temporary service charges.
- (h) *Public Improvement* means any existing or contemplated facility, building, or capital improvement project, owned, occupied or used by the City, including without limitation streets, alleys, sidewalks, sewer, water, drainage, Rights-of- Way improvements, and Public Projects.
- (i) *Public Project* means any project, or that portion thereof, planned, undertaken or financed through the City or any governmental entity for construction, reconstruction, maintenance, or repair of Public Improvements, or for any other purpose of a public nature or in the public interest. In designating a project as a Public Project, the City shall use reasonable discretion.
- (j) *Private Development Project* - shall mean a project, or that portion thereof, planned, undertaken or financed by a non-governmental third party that is primarily for the benefit and use of the third party. As used herein, the term Private Development Project does not include any project or portion that is a Public Project.
- (k) *Rights-of-Way* means the surface and space on, above, and below every municipal street, alley, road, highway, lane or city right-of-way dedicated or commonly used now or hereafter for vehicular travel or utility purposes, including but not limited to overhead lighting facilities, and

including utility easements wherein the City now or hereafter acquires the right and authority to locate or permit the location of utilities consistent with communications facilities. This term shall not include any county, state or federal rights-of-way or any property owned or controlled by any person or agency other than the City, except as provided by applicable law or pursuant to an agreement between the City and any such person or agency. "Rights-of-way" shall not include property owned or leased by the City that is not typically utilized as right-of-way for laying of lines, such as city parks, city hall property, or public works facilities.

SECTION 710.092: – FRANCHISE GRANTED.

(a) The Company, its successors and assigns, is granted the non-exclusive right, privilege, and franchise to construct, maintain, extend, and operate its Facilities in, through, and along the Rights-of-Way of the City for the purpose of supplying electric energy to the City and its inhabitants for the full term of this Franchise; subject, however, to the terms and conditions of this Franchise Agreement.

(b) The Company shall not use, or allow any other person or entity to use, its facilities or the City's Right-of-Way for any purpose other than the provision of electric power. The Company shall not permit a subsidiary, affiliate, or a third party to acquire rights to occupy the Rights-of-Way under this Franchise, except that the Company may allow the use of its Facilities when the City receives prior written notification of such use, and such use is compensated to the City under the provisions of a franchise granted by the City to any such third party.

SECTION 710.093: - CONSIDERATION

(a) As consideration for granting this Franchise, the Company shall pay to the City a sum equal to five percent (5%) of the Gross Receipts received from such Distribution of electric energy and the above sum shall be adjusted for uncollected receivables and for receivables that are later collected. The Company shall make an accounting on a monthly basis to the City of all electric energy that has been distributed within the City.

(b) Payment of the compensation above shall be effective on the first day of the first month after final passage and approval by the City and acceptance by the Company. Prior to that date, payments shall continue to be calculated and be paid in the manner previously provided in Ordinance G-920. Such payments shall be made to the City on a monthly basis for the preceding monthly period.

(c) Notwithstanding anything to the contrary in this Franchise, the fee provided herein shall not become effective within any area annexed by the City until 30 days after the City provides the Company with a certified copy of the annexation ordinance, proof of publication as required by law and a map of the city detailing the annexed area.

(d) Company shall use commercially reasonable efforts to ensure the accuracy of its records and of the determination of the amount of Gross Receipts subject to the fee provided for herein. In the event and to the extent the accounting rendered to the City by the Company is found to be incorrect due to Company's failure to use commercially reasonable efforts as provided herein,

then payment shall be made on the corrected amount, it being agreed that the City may accept any amount offered by the Company, but the acceptance thereof by the City shall not be deemed a settlement of such item if the amount is in dispute or later found to be incorrect. The Company agrees that all of its books, records, documents, contracts and agreements as may be reasonably necessary for an effective compliance review of this Franchise shall upon reasonable notice and at all reasonable times be opened to the inspection and examination of the officers of the City and its duly authorized agents, auditor, and employees for the purpose of verifying said accounting. Notwithstanding the obligation herein, the Company shall have the right to require the reasonable protection of proprietary information of the Company.

(e) The payments and compensation herein provided shall be in lieu of all other City licenses, taxes, charges, and fees, except that the usual general property taxes and special ad valorem property assessments, sales and excise taxes, or charges made for privileges which are not connected with the electric energy business, shall be imposed on the Company and are not covered by the payments herein.

SECTION 710.094: - TERM AND AMENDMENT

(a) The term of this Franchise shall be ten (10) years from the effective date of this Ordinance.

(b) Upon 60 days advance written notice by the City, the franchise fee percentage rate may be changed on the fifth anniversary of the effective date of this Ordinance.

(c) Upon written request of either the City or the Company, and upon agreement of the other party, the Franchise may be reopened and renegotiated at any time upon any of the following events:

- (1) Change in federal, state, or local law, regulation, or order which materially affects any rights or obligations of either the City or the Company, including but not limited to the scope of the grant to the Company or the compensation to be received by the City; or,
- (2) Change in the structure or operation of the electrical energy industry which materially affects any rights or obligations of either the City or the Company, including but not limited to the scope of the grant to the Company or the compensation to be received by the City; or,
- (3) Any other material and unintended change or shift in the economic benefit to the City or a change the Company did not anticipate upon accepting the grant of this Franchise.

(d) Any amendments pursuant to this section shall be made by ordinance as required by state law. The Franchise shall remain in effect according to its terms until any review or renegotiation is complete and such amendments are adopted and effective.

SECTION 710.095: - USE OF RIGHTS-OF-WAY

(a) The Company shall comply with the City's rules, regulations, policies, resolutions and ordinances in effect or hereafter adopted that relate to the use of the City's Rights-of-Way. The Company shall comply with the City's rules, regulations, policies, resolutions and ordinances that relate to permits, sidewalk and pavement cuts, utility location, construction coordination, screening, and other requirements on the use of the Rights-of-Way. Provided, however, that the Company retains its right to oppose, challenge, or seek judicial review of, any such rules, regulations, policies, resolutions, or ordinances proposed, adopted, or promulgated by the City, as provided by law. Further, other than the fee required by Sec. 51-39, such rules, regulations or policies shall not require the payment of additional fees or additional costs for the use of the Right of Way.

(b) Further, the Company shall comply with the following:

- (1) The Company's use of the Rights-of-Way shall in all matters be subordinate to the City's use or occupation of the Rights-of-Way. Without limitation of its rights, the City expressly reserves the right to exercise its governmental powers now and hereafter vested or granted in the City. The Company shall coordinate the installation of its Facilities in the Rights-of-Way in a manner which minimizes adverse impact on Public Improvements, as reasonably determined by the City. Where installation is not otherwise regulated, the Facilities shall be placed with adequate clearance from such Public Improvements so as not to impact or be impacted by such Public Improvement as defined in the City's Engineering Design Standards and Construction Specifications.
- (2) The Company shall construct and maintain its facilities so as not to interfere with other users of the Rights-of-Way.
- (3) All earth, materials, sidewalks, paving, crossings, utilities, Public Improvements, or improvements of any kind located within the Rights-of-Way damaged or removed by the Company in its activities under this Franchise shall be fully repaired or replaced promptly by the Company without cost to the City to the reasonable satisfaction of the City; however, when such activity is a joint project of utilities or franchise holders, the expenses thereof shall be prorated among the participants, and to the reasonable satisfaction of the City in accordance with the ordinances and regulations of the City pertaining thereto. Nothing in this Franchise shall require the Company to repair or replace any materials, trees, flowers, shrubs, landscaping or structures that interfere with the Company's access to any of its Facilities located in a utility easement. Any excavation, back filling, repair and restoration, and all other work performed in the Rights-of-way shall be done in conformance with the City's Engineering Design Standards and Construction Specifications, as promulgated by the City Engineer. The City Engineer has the authority to inspect the repair or replacement of the damage, and if necessary, to require the Company to do the additional necessary work. At the time of any inspection, the City Engineer may order the immediate cessation of any work, which poses a serious threat to the life, health, safety, or well being of the public. Notice of the unsatisfactory restoration and the deficiencies found will be provided to the Company and a reasonable time not to exceed 15 days will be provided to allow for the deficiencies to be corrected.

- (4) Except in the event of an emergency, as reasonably determined by the Company, the Company shall comply with all laws, rules, regulations, policies, resolutions, or ordinances now or hereinafter adopted or promulgated by the City relating to any construction, reconstruction, repair, or relocation of Facilities which would require any street closure which reduces traffic flow. Notwithstanding the foregoing exception all work, including emergency work performed in the traveled way or which in any way impacts vehicular or pedestrian traffic shall be properly signed, barricaded, and otherwise protected.
- (c) The Company shall maintain and file with the City updated maps, in such form as may be required by the City Engineer, providing the location and sufficient detail of all existing and new facilities in the Rights-of-Way, and such other related information as may be reasonably required by the City Engineer of all users of the Rights-of-way. Such maps shall be updated and kept current with the City.
- (d) The Company shall, upon request of any person requesting temporary relocation of facilities and holding a permit validly issued by the City pursuant to K.S.A. 17-1914, *et seq.* and with notice to the Company provided as required by K.S.A. 17-1914, *et seq.* that the person intends to exercise its rights under the permit, temporarily raise, lower or relocate its wires or other facilities as may be required for the person to exercise the rights under the permit, and the Company may require such permit holder to make payment in advance for any expenses incurred by the Company.
- (e) Subject to subsection (g) of this section, the Company shall be responsible for its costs that are directly associated with its installation, maintenance, repair, operation, use, and replacement of its Facilities within the Rights-of-Way. The Company shall be responsible for its own costs incurred removing or relocating its Facilities when required by the City due to City requirements relating to maintenance and use of the Rights-of-Way for City purposes, as part of a Public Project.
- (f) Subject to subsection (g) of this section, the Company shall coordinate with the City on the design and placement of Facilities in the Rights-of-Way during and for the design of Public Projects. At the request and sole expense of the Company, the City may include design for Facilities in the design of Public Projects. Upon request by the City and within the time period specified in the City's request, the Company shall locate, remove, relocate, or adjust any Facilities located in Rights-of-Way if reasonably necessary for a Public Project. Such location, removal, relocation, or adjustment for a particular Public Project shall be performed by the Company without expense to the City, its employees, agents, or authorized contractors and shall be specifically subject to applicable City rules and regulations. Such relocation or adjustment shall be completed as soon as possible within the time set forth in any request by the City for such relocation or adjustment. If additional location, removal, relocation, or adjustment becomes necessary as a result of inaccurate or mistaken information provided by the Company or City, the party which provided such inaccurate or mistaken information shall be responsible for costs associated with such additional location, removal, relocation, or adjustment without expense to the other party. The City will use its best efforts to continue to provide a location in the Rights-

of-Way for the Company's Facilities as part of a Public Project, provided that the Company has cooperated promptly and fully with the City in the design of its Facilities as part of the Public Project.

(g) The Company shall be responsible for removal, relocation, or adjustment of Facilities located in the Right-of-Way at the Company's sole cost no more often than once each three (3) years for that particular facility. The City shall reimburse the Company for the removal, relocation, or adjustment of the Company's Facilities located in the Right-of-Way if required before the expiration of three (3) years from the date of the last relocation, removal, or adjustment of that particular facility.

(h) The Company shall not be responsible for the expenses of relocation to accommodate any new Private Development Project initiated after the effective date of this Franchise. The expenses attributable to such a project shall be the responsibility of the third (3rd) party requesting, requiring, or using such project upon the request and appropriate documentation of the Company. Before such expenses may be billed to the third (3rd) party, the Company shall be required to coordinate with the third (3rd) party and the City on the design and construction to ensure that the work required is necessary and done in a cost effective manner. The Company may require payment in advance of estimated costs of relocation prior to undertaking any work required to accommodate any new Private Development Project initiated after the effective date of this Franchise.

(i) The Company shall take adequate measures to protect and defend its Facilities in the Rights-of-Way from harm or damage. If the Company fails to accurately locate Facilities when requested, it shall have no claim for costs or damages against the City. The Company shall be responsible to the City and its agents, representatives, and authorized contractors for all direct damages arising out of the failure of the Company to perform any of its obligations under this Franchise Agreement. The above general provisions notwithstanding, the City and its authorized contractors shall take reasonable precautionary measures including calling for utility locations through Kansas One Call and exercising due caution when working near the Company's Facilities.

(j) At a minimum, and without limitation, the Company shall comply with all building, electrical and zoning codes currently or hereafter in force in the City.

(k) The Company shall comply with all technical and zoning standards governing construction, reconstruction, installation, operation, testing, use, maintenance, and dismantling of the Facilities in the Right-of-Way, as required by present and future federal, state, and City laws and regulations, including but not limited to the most recent standards of the State of Kansas, the Occupational Safety and Health Administration, and the U.S. Department of Transportation.

(l) The City encourages the conservation of the Rights-of-Way by the sharing of space by all utilities. Notwithstanding provisions of this Franchise prohibiting third (3rd) party use, to the extent required by federal or state law, the Company shall permit any other franchised entity by an appropriate grant, or a contract, or agreement negotiated by the parties, to use any and all Facilities constructed or erected by the Company.

(m) Permission is hereby granted to the Company to trim trees upon and overhanging the Right-of-Way. For routine trimming operations, customers shall be contacted at least one (1) week in advance by either personal contact or by informational door hanger. The Company shall perform line clearance work in accordance with its General Terms and Conditions, NESC 218, and regulations established under OSHA 29 CFR 1910.269. All pruning operations shall be performed by personnel qualified to perform the work and in accordance with the latest versions of ANSI Z133.1 (Safety Requirements for Pruning, Repairing, Maintaining and Removing Trees, and Cutting Brush) and ANSI A300 (Part 1) (Standard Practices for Tree, Shrub, and Other Woody Plant Maintenance).

SECTION 710.096: - INDEMNITY AND HOLD HARMLESS

The Company, its successors and assigns, in the construction, maintenance and operation of its electric power system, shall use all reasonable and proper precaution to avoid damage or injury to persons and property. The Company, its successors and assigns, shall hold and save the City, its officers, employees, agents and authorized contractors harmless from any and against all claims, damages, expense, liability, and costs, including reasonable attorney fees, caused by the negligence, in whole or in part, of Company employees, agents, or servants, related to the Company's occupancy of the Rights-of-Way. In the event a claim shall be made or an action shall be instituted against the City arising out of the Company's occupancy of the Rights-of-Way, then upon notice by the City to the Company, the Company shall assume responsibility for the defense of such actions at the cost of the Company, subject to the option of the City to appear and defend.

SECTION 710.097: - BINDING CONTRACT

(a) This ordinance shall become a binding contract between the parties and be in force and effect from and after its passage, and upon approval by the City, written acceptance by the Company to the City Clerk, and publication in the official city newspaper.

(b) This non-exclusive franchise, grant, and privilege is granted under and subject to all applicable laws and under and subject to all of the orders, rules, and regulations now or hereafter adopted by governmental bodies now or hereafter having jurisdiction.

(c) If any clause, sentence, or section of this Ordinance shall be held to be invalid, it shall not affect the remaining provisions of this Ordinance.

SECTION 710.098: - ASSIGNABILITY

This franchise shall be assignable only in accordance with the laws of the State of Kansas, as the same may exist at the time when any assignment is made, provided, however, that the franchise may be assigned by company without action by the City to any creditworthy entity which succeeds to all or substantially all of the electric utility business of the Company. In the event of such assignment to a successor, Company shall be released from all obligations which are assumed in writing by such successor and the assignee shall have executed an assumption of the franchise being assigned in form and content satisfactory to City.

SECTION 2. Ordinance No. G-920 and any ordinances or parts of ordinances inconsistent herewith are cancelled and repealed and shall no longer be in effect after the effective date of this ordinance.

SECTION 3. This Ordinance shall take effect and be in force on the first day of the first month after its passage and approval by the City, acceptance by the Company, and publication in the official city newspaper.

**PASSED BY THE GOVERNING BODY OF THE CITY OF JUNCTION CITY, KANSAS,
THIS May 1 2012.**

Pat Landes, Mayor

ATTEST:

Tyler Ficken, City Clerk